DOCUMENTS DEPARTMENT

5 CLOSED STACKS

GOVERNMENT INFORMATION CENTER
SAN FRANCISCO PUBLIC LIBRARY

SAN FRANCISCO
PUBLIC LIBRARY

REFERENCE
BOOK

Not to be taken from the Library

DEC 1 2 1995

SAN FRANCISCO PUBLIC LIBRARY

3 1223 90119 8326

Wednesday, September 7, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 36

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Wednesday, September 7, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in special session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:20 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Conroy, Maher - 2.

Quorum present.

Supervisor Conroy was noted present at 2:23 p.m.

Supervisor Maher was noted present at 3:41 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Hsieh, moved that the Journal of Proceedings for Monday, August 15, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, District Attorney]
Ordinance appropriating $100,391, District Attorney, of Jail Overcrowding Fine Revenue to allow the creation of nighttime District Attorney position to reduce jail overcrowding for fiscal year 1994-95; placing $100,391 on reserve. (Controller)

File 101-94-7, Ordinance No. 322-94

(Fiscal Impact.)

Finally passed.

[ASO, District Attorney, Add One Position]
Ordinance amending Annual Salary Ordinance, 1994-95, District Attorney, reflecting addition of one position (Classification 8182G Head Attorney, Civil and Criminal); companion measure to File 101-94-7. (Department of Human Resources)

File 102-94-3, Ordinance No. 323-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Mayor's Office of Community Dev]
Ordinance appropriating $84,023, Mayor's Office of Community Development, of dispute resolution filing fees for professional special service contracts (Dispute Resolution Program) and permanent salaries, for fiscal year 1994-95; providing for ratification of action previously taken. (Controller)

File 101-94-8, Ordinance No. 324-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Library]
Ordinance appropriating $1,287,000 of Library Preservation Fund Revenue for salaries, fringe benefits, non-personal and other non-personal services, materials and supplies, equipment and services of other departments, for the Public Library for fiscal year 1994-95. (Implement Proposition E) (Supervisor Alioto)

File 101-94-11, Ordinance No. 318-94

Finally passed.

Recommendation of Economic Vitality and Social Policy Committee

Finally Passed

[Transfer of Sick Leave and Vacation Benefits]
Ordinance amending Administrative Code, relating to the transfer of sick leave and vacation benefits to catastrophically ill employees, by extending for an additional 18 months the sunset clause on the elimination of the maximum number of hours that can be transferred to an employee for any single catastrophic illness, retroactive to August 11, 1994. (Supervisors Kaufman, Alioto, Leal, Bierman, Shelley, Kennedy)

File 97-94-50, Ordinance No. 321-94

(Amends Section 16.9-29.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Roadways Acceptance, Rebecca Lane and Bowman Court]
Ordinance accepting roadways, including curbs, of Rebecca Lane and Bowman Court in Assessor' Block 4720, dedicated by the C. Hillside Village Subdivision map recorded October 17, 1991 in Parcel Map Book 40 at pages 181 to 184. (Department of Public Works)

File 9-94-2, Ordinance No. 319-94

Finally passed.

[Rent Ordinance]
Ordinance amending Administrative Code, to limit payment of relocation assistance to tenants in lower income households. (Residential Rent Stabilization and Arbitration Board)

File 97-94-13, Ordinance No. 320-94

(Amends Section 37.9A.)

Finally passed.

[Vehicle Weight Limit, 6000 lbs, Market Street]
Ordinance amending Traffic Code, prohibiting operation of vehicles in excess of 6000 pounds upon a portion of Market Street, between Fremont Street and Van Ness Avenue. (Department of Parking and Traffic)

File 124-94-9, Ordinance No. 325-94

(Adds Section 28.1.95.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

(See Journal of Proceedings of September 12, 1994 for disapproval by Mayor.)

[Real Property Transfer Tax]
Ordinance amending Part III of the Municipal Code (Real Property Transfer Tax Ordinance) to increase the tax rate to $5.00 from $2.50 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed exceeds $250,000. (Supervisor Bierman)

File 127-94-5.1, Ordinance No.

(Fiscal Impact.)

(Amending Section 1102.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

Noes: Supervisors Conroy, Kaufman, Kennedy - 3.

Absent: Supervisor Maher - 1.

Recommendation of Health, Public Safety and Environment Committee

Adopted

[California Health Security Act Ballot Initiative, Proposition 186]
Resolution establishing the policy of the City and County to support the California Health Security Act (Proposition 186) Ballot initiative of 1994 (also known as the Single-Payer Initiative). (Supervisors Shelley, Migden, Bierman, Hallinan, Alioto)

File 60-94-23, Resolution No. 768-94

(August 29, 1994 - Consideration continued to September 7, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Leal, Migden, Shelley - 7.

Noes: Supervisors Hsieh, Kaufman - 2.

Absent: Supervisors Conroy, Maher - 2.

In connection with the above item, Supervisors Hallinan, Alioto requested to be added as co-sponsors.

NEW BUSINESS

Recommendations of Budget Committee

Adopted

[Appropriations Limit for FY 1994-95]
Resolution establishing the appropriations limit for fiscal year 1994-95 pursuant to California Constitution Article XIII B. (Supervisor Alioto)

File 101-94-9, Resolution No. 774-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Passed for Second Reading

[Tax Rate Setting]
Ordinance providing revenue and levying taxes for City and County purposes for the fiscal year ending June 30, 1995. (Supervisor Alioto)

File 74-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Tax Rate Setting]
Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 1995. (Supervisor Alioto)

File 74-94-2, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

[Tax Rate Setting]
Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 1995. (Supervisor Alioto)

File 74-94-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

Adopted

[Contract, DPH/Shared Medical Systems Corporation]
Resolution authorizing the contract between the Department of Public Health and Shared Medical Systems Corporation to provide data processing services with Shared Medical System Corporation's proprietary software. (Supervisor Alioto)

File 172-94-32, Resolution No. 767-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Absent: Supervisors Conroy, Maher - 2.

From the Board

Report Received

Report from District Attorney concerning his refusal to honor the request by the Board of Supervisors and the Mayor that the District Attorney no longer use the fact of condom possession as evidence in prostitution offenses. (Supervisor Hallinan)

File 207-94-8.1

District Attorney Arlo Smith appeared and stated that in the interest of public health in San Francisco, the District Attorney's Office will undertake, on a trial basis, to prove prostitution cases without producing condom evidence in those cases. He will be working with the Police Department to develop other evidence to provide the "act of furtherance" in order to prove the case. He further stated that he will provide a report to the Clerk of the Board of Supervisors within six months.

President Alioto thanked the District Attorney for appearing and presenting his report.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Appealing Denial of Police Fee Waiver]
Hearing of appeal from the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) by its letter dated August 9, 1994, denying police fee waivers for temporary closing of streets for the San Francisco Fair, 1993, in the amount of $2,500. (Supervisor Hallinan)

File 42-94-6

The President inquired if anyone present wished to speak.

The privilege of the floor was granted to the following person:

Skip Conrad.

Consideration Continued

(Only one of the following two motions should be adopted.)

[Findings - Street Fair Police Fee Waiver]
Motion affirming the decision of ISCOTT and denying the waiver of the police fee owed to the City and County by the sponsor of the San Francisco Fair, 1993, in the amount of $2,500. (Supervisor Hallinan)

File 42-94-6.1

(August 29, 1994 - Introduced in Board for consideration on September 7, 1994.)

Supervisor Migden, seconded by Supervisor Conroy, moved to continue consideration to September 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Findings - Street Fair Police Fee Waiver]
Motion reversing the decision of ISCOTT and granting the waiver of the police fee owed to the City and County by the sponsor of the San Francisco Fair, 1993, in the amount of $2,500. (Supervisor Hallinan)

File 42-94-6.2

(August 29, 1994 - Introduced in Board for consideration on September 7, 1994.)

Supervisor Migden, seconded by Supervisor Conroy, moved to continue consideration to September 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Request Granted

Supervisors Migden, Kennedy requested that Clerk send a letter to Budget Analyst for report on the total fees associated with running street fair, how many fairs are held each year, what are the expenses incurred by the City, what is the amount budgeted by the Police department to provide security services at street fairs with the possibility of contracting these services out.

No objection and Clerk directed to comply.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Appealing Denial of Police Fee Waiver]
Hearing of appeal from the decision of the Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) by its letter dated August 9, 1994, denying police fee waivers for temporary closing of streets for the Juneteenth Fair, 1993, 1994 in an amount totaling $4,748.

File 42-94-7

The President inquired if anyone present wished to speak.

The privilege of the floor was granted to the following:

Genevieve Bayan.

Consideration Continued

(Only one of the following two motions should be adopted.)

[Findings - Street Fair Police Fee Waiver]
Motion affirming the decision of ISCOTT and denying the waiver of the police fees owed to the City and County by the sponsor of the Juneteenth Fair, 1993, 1994, in an amount totaling $4,748.

File 42-94-7.1

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to continue consideration to September 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Findings - Street Fair Police Fee Waiver]
Motion reversing the decision of ISCOTT and granting the waiver of the police fee owed to the City and County by the sponsor of the Juneteenth Fair, 1993, 1994, in an amount totaling $4,748.

File 42-94-7.2

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to continue consideration to September 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Request Granted

Supervisor Hallinan requested that the City Attorney review and advise whether the Board can rescind its previous action concerning the Haight-Ashbury Street Fair appeal of the police fee waiver denial. (See Journal of Proceedings of August 29, 1994, File 42-94-5.)

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Janet Clyde, transfer tax;
Garr Tavai-Fiatoa, American Indian issues;
Mrs. Tavai-Fiatoa, Geneva Towers eviction, water problem.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Hsieh requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Budget Committee

[Revenues for Fiscal Year 1994-95]
Motion directing the Budget Analyst to provide information to the Board regarding lost revenue caused by the Tax Collector's failure to collect license and permit fees. (Supervisors Conroy, Alioto, Kennedy, Maher, Hallinan, Shelley)

File 165-94-004.01

(August 29, 1994 - Introduced in Board for consideration on September 7, 1994.)

Supervisor Hsieh requested this item be sent to Committee.

Suspension of the Rules

Supervisor Conroy, seconded by Hallinan, moved to suspend the rules and consider the matter today.

Motion to suspend the rules adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Kennedy, Maher, Migden, Shelley - 8.

Noes: Supervisor Bierman, Hsieh - 2.

Absent: Supervisor Leal - 1.

Supervisor Conroy moved an amendment of the whole.

Supervisor Hsieh, seconded by Supervisor Migden, moved to rescind the previous vote on suspending the rules.

Motion to rescind the vote adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kennedy, Leal, Migden, Shelley - 7.

Noes: Supervisors Conroy, Hallinan, Kaufman, Maher - 4.

The roll was then called on the pending motion to suspend the rules and it was refused adoption by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Kaufman, Maher - 5.

Noes: Supervisors Bierman, Hsieh, Kennedy, Leal, Migden, Shelley - 6.

The main motion was referred to the Budget Committee with request it be considered at the September 14, 1994 meeting.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Proclaim, Domestic Violence Awareness Month]
Resolution honoring Domestic Violence Awareness Month and urging the Mayor to urge the City to participate in the many educational and informational activities during the month of October, "Domestic Violence Awareness Month". (Supervisors Conroy, Alioto, Shelley)

File 4-94-22, Resolution No. 771-94

(August 29, 1994 - Introduced in Board for consideration on September 7, 1994.)

Adopted.

[HR 918, Disclosure of Lending, Small Businesses]
Resolution supporting HR 918 which would require banks to disclose records of lending to minority-owned and start-up small businesses. (Supervisors Kennedy, Alioto, Shelley)

File 013-94-028, Resolution No. 772-94

(August 29, 1994 - Introduced in Board for consideration on September 7, 1994.)

Adopted.

[Assessment Appeals Board, Alternate Positions]
Resolution authorizing an increase in the number of alternate positions on the Assessment Appeals Board to nine positions; providing for the immediate effectiveness of this resolution; asking the Rules Committee to schedule an early hearing date to consider appointments. (Supervisor Kaufman)

File 054-94-008, Resolution No. 773-94

(August 29, 1994 - Introduced in Board for consideration on September 7, 1994.)

Adopted.

[San Francisco City Store]
Resolution calling upon the Chief Administrative Officer to issue a Request-for-Proposals for non-profit agencies in conjunction with the for-profit entities, to develop, operate and manage a San Francisco City Store. (Supervisor Leal)

File 274-94-002, Resolution No. 775-94

(August 29, 1994 - Introduced in Board for consideration on September 7, 1994.)

Adopted.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisors Alioto, Leal, Bierman, Shelley, Migden)

File 030-94-001.17

(August 29, 1994 - Introduced in Board for consideration on September 7, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-36, Resolution No. 802-94

(Sue Bierman, member, Board of Supervisors, August 30 - September 7; Lucian R. Blazej, Director, Planning Department, September 2 - 19; Virginia C. Gee, member, Ethics Commission, August 30 - September 6; Patrick A. Murphy, President, Airports Commission, September 1 - 2; Camille Hamilton Pating, member, Ethics Commission, September 16 - 19; Louise Renne, City Attorney, August 26 - September 6; L. A. Turpen, Director, Airports Commission, September 25 - October 3, 1994.)

Adopted.

[September 9 - KIQI La Grande 1010 Day]
Resolution designating September 9 as KIQI La Grande 1010 Day. (Supervisors Leal, Alioto)

File 4-94-23, Resolution No. 803-94

Adopted.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Called from Committee

[Business and Payroll Expense Tax Amnesty]
Substitute ordinance amending Part III, Municipal Code by adding Article 17 to establish a tax penalty amnesty program between December 1, 1994 and January 31, 1995 for delinquent payroll expense and business taxes; by amending Article 12-A, Section 909.1 to increase and add penalties for delinquent payroll expense taxes as of February 1, 1995 and amending Article 12-B by adding Section 1013.1 to increase and add penalties for delinquent business taxes as of February 1, 1995. Supervisors Kaufman, Leal presented. Called from Budget Committee; scheduled for consideration by the Board September 12, 1994.

File 127-93-017.

Referred to Committee

[Idaho Products Ban]
Ordinance amending Administrative Code by adding Sections 10.250 through 10.257 to prohibit departments

of the City and County from knowingly purchasing any commodities that have been produced or manufactured in the State of Idaho; authorizing the Purchaser to establish rules and regulations to carry out purposes of ordinance; providing for penalties to ensure compliance with the ordinance; requiring the Purchaser to provide implementation reports annually to the Board of Supervisors. Supervisors Alioto, Shelley, Leal, Migden, Bierman, Hallinan, Kaufman, Hsieh presented. Referred to Budget Committee with request it be considered at the November 16, 1994 meeting.

File 097-94-060.

[Oregon Products Ban]
Ordinance amending Administrative Code by adding Sections 10.260 through 10.267 to prohibit departments of the City and County from knowingly purchasing any commodities that have been produced or manufactured in the State of Oregon; authorizing the Purchaser to establish rules and regulations to carry out purposes of ordinance; providing for penalties to ensure compliance with the ordinance; requiring the Purchaser to provide implementation reports annually to the Board of Supervisors. Supervisors Alioto, Shelley, Leal, Migden, Bierman, Hallinan, Kaufman, Hsieh presented. Referred to Budget Committee with request it be considered at the November 16, 1994 meeting.

File 097-94-061.

[Idaho Travel Ban]
Substitute ordinance amending Ordinance No. 312-94, the Annual Appropriation Ordinance for fiscal year 1994-1995, by adding a section which prohibits the allowance of travel expenses incurred in traveling to conventions and meetings in Idaho after November 30, 1994. Supervisors Alioto, Shelley, Leal, Migden, Bierman, Hallinan, Kaufman, Hsieh presented. Referred to Budget Committee with request it be considered at the November 16, 1994 meeting.

File 101-94-002.04.

[Oregon Travel Ban]
Ordinance amending Ordinance No. 312-94, the Annual Appropriation Ordinance for fiscal year 1994-1995, by adding a section which prohibits the allowance of travel expenses incurred in traveling to conventions and meetings in Oregon after November 30, 1994. Supervisors Alioto, Shelley, Leal, Migden, Bierman, Hallinan, Kaufman, Hsieh presented. Referred to Budget Committee with request it be considered at the November 16, 1994 meeting.

File 101-94-002.05.

[Firearms Dealer Fee]
Ordinance amending Police Code Section 2.26 to change the annual license fee for dealers in firearms and/or ammunition from $564 to $616. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 121-94-008.

Referred to Board

[Proclaim, Janitors' Day]
Resolution requesting the Mayor to declare and recognize September 15, 1994 as San Francisco Janitor Appreciation Day in San Francisco. Supervisors Kennedy, Leal, Shelley, Alioto, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar September 12, 1994.

File 004-94-024.

[Commend, Jerry Rice]
Resolution commending and congratulating San Francisco Forty-niner's wide receiver Jerry Rice on his record setting performance on September 5, 1994. Supervisors Alioto, Conroy presented. Referred to Board for Adoption Without Committee Reference Calendar September 12, 1994.

File 006-94-052.

[Commend, Women's Building, 15th Anniversary]
Resolution celebrating the 15th Anniversary of the San Francisco Women's Building with the dedication of its new mural. Supervisors Migden, Leal, Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar September 12, 1994.

File 006-94-053.

[National Voter Registration Act of 1993]
Resolution urging the Governor to rescind Executive Order No. W-98-94 and to order state agencies to implement the National Voter Registration Act of 1993. Supervisors Alioto, Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar September 12, 1994.

File 012-94-032.

[Grant, Federal, DPH, PALS Program]
Resolution authorizing the Department of Public Health Community Public Health Services, to accept and expend retroactively a grant of $250,000, which includes indirect costs in the amount of $27,778, based on 12.5 percent of direct costs from the Health Resources and Services Administration, Bureau of Primary Health Care, for close out services for the Integrated Community Based Primary Care and Drug Abuse Program (PALS) grant; providing for ratification of action previously taken. Supervisors Hallinan, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar September 12, 1994.

File 146-94-024.

[Senior Services Task Force Plan]
Resolution supporting the concepts in the plan of the Senior Services Task Force. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar September 12, 1994.

File 217-94-005.01.

Requests for Hearings:

[Diesel Fuel Emissions, Firehouses]
Hearing to consider the monitoring procedures used concerning diesel fuel emissions in San Francisco firehouses and the impact of these emissions. Supervisor Maher presented. Referred to Health/Public Safety/Environment Committee.

File 208-94-002.

[Franchise Fee, Pacific Gas and Electric]
Hearing to consider changes in the contract between the City and County and Pacific Gas and Electric Company regarding the amount of franchise fees currently paid to the City. Supervisor Alioto presented. Referred to Budget Committee.

File 285-94-002.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 045-94-049. [Settlement of Litigation, Resolution Trust Corp.] Ordinance approving the settlement of litigation of Resolution Trust Corporation, as receiver for Homestead Savings and Loan Association, in the sum of $883,618.51 (consisting of $658,958.41 in tax refunds and $224,660.10 in interest) to be paid in four equal annual installments. (Superior Court No. 956-020) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-010. [Lawsuit, CCSF v Abdelkader Andrade Contreras] Ordinance authorizing settlement of City and County of San Francisco v. Abdelkader Andrade Contreras, et al., upon the receipt of the sum of $25,000. (Superior Court No. 959961) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-011. [Lawsuit, Robert Donohue v. Housing Authority] Ordinance authorizing settlement of Robert Donohue v. San Francisco Housing Authority, et al., upon receipt of the sum of $40,000 and dismissal of complaint. (Superior Court No. 866133) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 114-94-005. [Commercial Water Conservation, Ordinance Amendment] Ordinance amending Building Code by amending Section 53B15(b) thereof, to provide an exemption from the requirement of installing aerators on sink faucets for health care facilities. (Public Utilities Commission) Referred to Housing and Land Use Committee.

File 119-94-001. [Park Code Amendment, Yerba Buena Gardens] Ordinance amending Park Code by amending Section 2.01 and adding a new Article 10, Sections 10.01, 10.02, 10.03 and 10.04, extending the Park Code with certain modifications to Yerba Buena Gardens and authorizing the Redevelopment Agency to set rules and issue permits for Yerba Buena Gardens. (Redevelopment Agency) Referred to Health/Public Safety/Environment Committee.

File 125-94-001. [Residential Water Conservation Ordinance] Ordinance amending the Housing Code, by amending Section 12A10 thereto to provide a medical exemption from the requirement of installing water conservation devices in residential buildings. (Public Utilities Commission) Referred to Housing and Land Use Committee.

Resolutions Referred to Committee

File 025-94-029. [Prop J Contract, Security Services] Resolution concurring with the Controller's certification that security services for 25 Van Ness Avenue can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 025-94-030. [Prop J Contract, Airport Information Booth] Resolution approving the Controller's certification that Airport Information Booth Program for San Francisco International Airport can be practically performed by private contractor at a lower cost than if work was performed by City employees at presently budgeted levels. (Airports Commission) Referred to Government Efficiency/Labor Committee.

File 025-94-031. [Prop J Contract, Port Security Services] Resolution concurring with the Controller's certification that security services for the Port of San Francisco can be practically performed by a private contractor at a lower cost than by City and County employees. (Port Commission) Referred to Government Efficiency/Labor Committee.

File 038-94-013. [Gift Acceptance for United Nations Plaza] Resolution accepting a gift valued at $350,000 for improvements to United Nations Plaza. (Chief Administrative Officer) Referred to Government Efficiency/Labor Committee.

File 093-94-026. [MOU, San Francisco Interns and Residents] Resolution ratifying an agreement to extend the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Interns and Residents Association for two additional years. (Also see File 93-93-9, Resolution No. 671-93). (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 146-94-022. [State Grant, California Healthcare for Indigents] Resolution authorizing the Department of Public Health to apply for, accept and expend a grant allocation of $9,404,875 for fiscal year 1994-95 funding from State Department of Health Services for California Healthcare for Indigents (CHIP) funds for medical services to indigent persons, professional services, medical services contracts, materials and supplies, facilities rental, personal services and indirect costs in the amount of $134,544, based on 1.658646% of county hospital and other health services CHIP allocations. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 146-94-023. [State Grant, Solid Waste Facilities/Inspection] Resolution authorizing the Department of Public Health, Bureau of Environmental Health Services, to apply for retroactively and accept and expend a grant of $22,004, from the California Integrated Waste Management Board, for the support of the Bureau of Environmental Health Services, Local Enforcement Agency's solid waste facilities permit and inspection program; waiving indirect cost; providing for action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 172-94-033. [Presidio Sewer Services Agreement Modification] Resolution authorizing the Chief Administrative Officer to execute an agreement for the payment of $4,000,000 by the Department of the Army to the City for sewer services and construction costs. (Chief Administrative Officer) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that letters be sent to Chief of Police, Director of Public Health and Director of Public Works requesting investigation and report on alleged drug dealings, prostitution, weapons and health hazard caused by filth on the street and in the parking lot located at Stevenson Street, between Sixth and Seventh Streets.

By Supervisor Kennedy, that letter be sent to Director of Public Health concerning termination of an employee who is on disability to ascertain whether it is the policy to dismiss employees who are on disability leave with a request that a copy of your response be sent to Mr. Turner.

By Supervisor Kennedy, that letter be sent to Director, Department of Parking and Traffic, requesting report on violation of Section 63 of the Police Code, automobiles parked on sidewalks, to determine whether tickets are being issued for obstructing sidewalks throughout the City and County.

By Supervisor Kennedy, that letter be sent to General Manager, Department of Social Services, inquiring about the removal of social worker Leon Bassett from the Jeremy Kendrick and Eshon Stanford foster care case and whether the children can be placed in the care of their grandfather in order to maintain family preservation of African American families.

By Supervisor Kennedy, that letter be sent to the Civil Grand Jury requesting them to continue to monitor the San Francisco Department of Social Services foster care program.

By Supervisor Migden, that City Attorney prepare legislation to change the procedure for conducting the annual condominium conversion lottery to make the process more fair for lottery applicants who have been repeatedly unsuccessful.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Harold Madison (By the entire Board)
George William (Supervisor Kennedy)
Eleanor "Dolly" O'Neill (Supervisor Conroy)

File 2-94-36

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:00 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 26, 1994.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, September 12, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 37

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, September 12, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 8.

Noted absent at first roll call:

Supervisors Maher, Migden, Shelley - 3.

Quorum present.

Supervisor Maher was noted present at 2:17 p.m.

Supervisor Migden was noted present at 2:15 p.m.

Supervisor Shelley was noted present at 2:16 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journal of Proceedings for Monday, August 22, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal - 8.

Absent: Supervisors Maher, Migden, Shelley - 3.

COMMUNICATION

The Clerk presented a communication from his Honor, the Mayor, returning with his disapproval the following ordinance:

"September 8, 1994

The Honorable Angela Alioto, President
Board of Supervisors
City Hall, Room 235
San Francisco, CA 94102

Dear Supervisor Alioto:

I am transmitting my recommended recissions to the Annual Appropriation Ordinance for Fiscal Year (FY) 1994/95 totaling $9 Million. This amount represents the difference between my line item veto ($800,000 minus the $239,570 overridden by the Board on August 29) and the $9.6 million proposed increase to the property transfer tax which I have vetoed today (File No. 127-94-5.1).

On August 29, details to my $10.8 Million proposed were transmitted to the Controller. Since then, my staff has been working with the Controller on identifying other resources that emerge as a result of updated budget information. The following summarizes my proposal:

Reduce:	
Salaries and Fringe Benefits in the Fire Department	$ 1,000,000
Miscellaneous Equipment in the Police Department	500,000
Uniform Overtime in the Police Department	500,000
Citywide Salary Savings	2,550,000
Mandatory Fringe Benefits related to Salary Savings	350,000
Facilities Maintenance	700,000
New Programs	500,000
Overtime	400,000
General Fund Reserve reduced to $9.5 Million	1,000,000
Subtotal	$ 7.5 Million
Additional source of funds:	
Additional year-end surplus	$ 1,000,000
Displacement Reserve	500,000
Total	$ 9 Million

As I have stated during the past weeks, I believe this is a viable proposal that addresses the City's fiscal situation without raising taxes. I will continue to work closely with City Department Heads to ensure they have the necessary administrative flexibility to manage their budgets.

If you have any questions, please do not hesitate to contract my Director of Finance, Teresa Serata.

Sincerely

Frank M. Jordan
Mayor"

Consideration Continued

[Real Property Transfer Tax Increase]
Ordinance amending Part III of the Municipal Code by amending Section 1102 of the Real Property Transfer Tax Ordinance to increase the tax rate to $5.00 from $2.50 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed exceeds $250,000.

File 127-94-005.01.

The Clerk stated pursuant to Board of Supervisors Rule 2.9a, the Board shall not reconsider the legislation until the first meeting after the message from the Mayor is read to the Board.

Thereupon, Supervisor Kennedy, seconded by Supervisor Migden, moved to continue consideration to September 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Tax Rate Setting]
Ordinance providing revenue and levying taxes for City and County purposes for the fiscal year ending June 30, 1995. (Supervisor Alioto)

File 74-94-1, Ordinance No. 326-94

Finally passed.

[Tax Rate Setting]
Ordinance providing revenue and levying taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 1995. (Supervisor Alioto)

File 74-94-2, Ordinance No. 327-94

Finally passed.

[Tax Rate Setting]
Ordinance providing revenue and levying taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 1995. (Supervisor Alioto)

File 74-94-3, Ordinance No. 328-94

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Stop Signs, Various Locations]
Resolution designating and rescinding certain intersections as "Stop intersections". (Department of Parking and Traffic)

File 18-94-12, Resolution No. 783-94

Stop Signs - Establish
Fifteenth and Vermont Streets, northwest and southeast corners, stopping Vermont Street traffic (makes this an all-way Stop).

Sutter and Lyon Streets, northeast and southwest corners, stopping Sutter Street traffic (makes this an all-way Stop).

Colon and Mangels Avenues, northwest and southeast corners, stopping Colon Avenue traffic (presently uncontrolled).

Carroll Avenue and Jennings Street, northeast corner, stopping Carroll Avenue traffic (makes this an all-way Stop).

Twenty-Seventh Avenue and Vicente Street, northwest corner, stopping Twenty-Seventh Avenue traffic (presently uncontrolled, stops the stem of this T-intersection).

Twenty-Ninth Avenue and Vicente Street, northwest corner, stopping Twenty-Ninth Avenue traffic (presently uncontrolled, stops the stem of this T-intersection).

Rutland and Harkness Streets, southeast corner, stopping Rutland Street traffic (presently uncontrolled, stops the stem of this T-intersection).

Stop Sign - Rescind
Coso Avenue and Winfield Street, northwest and southeast corners, stopping Coso Avenue traffic.)

Adopted.

[Parking Regulations, Various Locations]
Resolution enacting and rescinding parking regulations at various locations. (Department of Parking and Traffic)

File 19-94-10, Resolution No. 784-94

(Tow-Away, No Parking Anytime - Establish
Twentieth Avenue, north terminus, from east curb line to 20 feet westerly (north of Lake Street).

Two-Hour Parking Time Limit, Monday Through Saturday, 9:00 a.m. to 6:00 p.m. - Establish
Seventeenth Street, both sides, between Rhode Island and De Haro Streets.

Diagonal (60-Degree) Parking - Establish
Washington Street, north side, between Davis and Battery Streets (adds eleven new parking meter stalls).

Washington Street, south side, between Battery and Sansome Streets (adds ten new parking meter stalls).

Shuttle Bus Parking Only, 6 a.m. - 11 p.m., Monday Through Friday - Rescind
Nineteenth Avenue, west side, from 280 feet to 320 feet north of Holloway Avenue.

Motorcycle Parking Only, No Time Limit - Extend
Nineteenth Avenue, west side, from 280 feet to 320 feet north of Holloway Avenue.

Parking Meter Area 3 (1-Hour Time Limit, 9 a.m. - 6 p.m., Monday Through Saturday) - Establish
Bryant Street, south side, between Eighth and Ninth Streets.

Brannan Street, both sides, between Eighth and Ninth Streets.)

Adopted.

[Traffic Regulations, Various Locations]
Resolution enacting and rescinding traffic regulations on various streets. (Department of Parking and Traffic)

File 20-94-10, Resolution No. 785-94

(Yield Sign - Establish
Randall Street, westbound right-turn, at San Jose Avenue.

Tow-Away, No Stopping Anytime - Establish
Folsom Street, north side, from Third Street to 174 feet westerly (174-foot zone).

Martha Avenue, both sides, from Baden Street to 73 feet westerly (73-foot zone along narrow portion of street).

One-Way Street - Rescind
Folsom Street, eastbound, between Main Street and The Embarcadero.)

Adopted.

Recommendations of Government Efficiency and Labor Committee

Adopted

[Lease Extensions, Sheriff and District Attorney]
Resolution authorizing extension of existing leases of real property required by the Sheriff for Prisoner's Services Program and District Attorney's Consumer Fraud and Special Prosecution Units. (Real Estate Department)

File 64-94-15, Resolution No. 786-94

Adopted.

[Shelter Plus Care Funds, 1994 Application]
Resolution authorizing the Mayor to apply for, accept and administer a grant from the U.S. Department of Housing & Urban Development for a total amount not to exceed $2,851,800 for the Shelter Plus Care Program authorized under Section 837 of the National Affordable Housing Act of 1990, Public Law 101-625; and ratifying actions previously taken. There will be no direct or indirect costs associated with the acceptance of these grant funds. (Mayor's Office of Housing)

File 68-94-11, Resolution No. 788-94

Adopted.

[Expenditure of Shelter Plus Care Grant Funds]
Resolution authorizing the Mayor to expend a grant of Shelter Plus Care Funds from the U.S. Dept. of Housing & Urban Development in an amount not to exceed $9,927,540 for a program authorized under Section 837 of the National Affordable Housing Act of 1990, Public Law Number 101-625. No direct or indirect costs are associated with the acceptance of these grant funds. (Mayor's Office of Housing)

File 68-94-12, Resolution No. 789-94

Adopted.

[SDI, Class 2560, Rehabilitation Coordinator]
Resolution authorizing enrollment of Classification(s) 2560, Rehabilitation Coordinator in the State Disability Insurance Program. (Department of Human Resources)

File 89-94-15, Resolution No. 790-94

Adopted.

[Acceptance/Expenditure - State Grant Funds, DPH]
Resolution authorizing the acceptance and expenditure of State Grant Funds by the Department of Public Health for 1994-95. (Department of Public Health)

File 146-94-18, Resolution No. 795-94

Adopted.

[Agreement, Sheriff/University of California]
Resolution authorizing the Sheriff's Department to enter into agreement with the University of California, San Francisco, for program evaluator services, which agreement provides for dual indemnification from claims or other damages which may arise as a result of performance under said Agreement. (Sheriff)

File 172-94-30, Resolution No. 800-94

Adopted.

[Mutual Aid Agreement, Water Agencies]
Resolution authorizing the General Manager of PUC to execute a Mutual Aid Agreement with other water agencies in State OES Region 2. (Public Utilities Commission)

File 172-94-31, Resolution No. 801-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Budget Committee

Tabled

(Supervisor Alioto dissenting in Committee.)

[Joint Powers Agreement - Peninsula Corridor]
Resolution authorizing execution of an amendment to Joint Powers Agreement between the City and County, the San Mateo County Transit District and the Santa Clara County Transit District to replace an appointment of the City's Public Utilities Commission as a representative of the City on the Joint Powers Board with an appointment of the Airports Commission. (Supervisor Hsieh)

File 172-94-2, Resolution No.

(July 18, 1994 - Consideration continued to September 12, 1994.)

Supervisor Hsieh, seconded by Supervisor Leal, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Earthquake Hazard Reduction]
Ordinance amending Building Code, to revise the time limits for the submission and approval of applications for permits and to permit extensions of time due to lack of city bond program funds and for other delays and to make revisions to the requirements for notices to owners and signs. (Supervisors Hsieh, Alioto, Bierman)

File 114-94-6, Ordinance No.

(Amends Table No. 14-A and Section 1405.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Cable Television]
Motion directing the Clerk of the Board of Supervisors to submit a supplemental appropriation request for $84,000 for the improved operation of the Municipal Access Cable Television Channel. (Supervisor Kennedy)

File 69-94-4

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Lease - Port & Humm Baby Associates]
Ordinance approving lease agreement between Humm Baby Associates and San Francisco for ten years commencing July 1, 1994, operating by and through the Port Commission for a public plaza and park on Seawall Lot 329 (Bryant and the Embarcadero); providing for ratification of action previously taken. (Port)

File 65-94-16, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[MOU, Union of American Physicians/Dentists, 8-CC]
Ordinance implementing the fiscal provisions of the Memorandum of Understanding between the Union of American Physicians and Dentists for Bargaining Unit 8-CC and the City and County. (Supervisor Alioto)

File 93-94-22, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[MOU, Union of American Physicians/Dentists, 8-CC]
Resolution ratifying Memorandum of Understanding between the Union of American Physicians and Dentists for Bargaining Unit 8-CC and the City and County; companion measure to File 93-94-22. (Supervisor Alioto)

File 93-94-22.1, Resolution No. 791-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for Second Reading

[MOU, Union of American Physicians/Dentists, Unit 11-AA]
Ordinance implementing the fiscal provisions of the Memorandum of Understanding between the Union of American Physicians and Dentists for Bargaining Unit 11-AA and the City and County. (Supervisor Alioto)

File 93-94-23, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[MOU, Union of American Physicians/Dentists, Unit 11-AA]
Resolution ratifying Memorandum of Understanding between the Union of American Physicians and Dentists for Bargaining Unit 11-AA and the City and County; companion measure to File 93-94-23. (Supervisor Alioto)

File 93-94-23.1, Resolution No. 792-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Rereferred to Committee

[MOU, Fire Management Unit, Arbitrator's Award]
Ordinance implementing the fiscal provisions of the arbitrator's award covering the Fire Management Unit. (Supervisor Alioto)

File 93-94-24, Ordinance No.

(Fiscal Impact.)

In response to Supervisor Leal, Deputy City Attorney Ted Lakey stated that some questions have been raised in connection with the arbitration issue and compliance with the Brown Act concerning notice and recommends that the Board of Supervisors rerefer this matter to Committee. (See letter dated September 12, 1994, copy of which is contained in the files of the Board of Supervisors.)

Supervisor Leal, seconded by Supervisor Hallinan, moved to rerefer to Government Efficiency and Labor Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[MOU, Police Management Unit, Arbitrator's Award]
Ordinance implementing the fiscal provisions of the arbitrator's award covering the Police Management Unit. (Supervisor Alioto)

File 93-94-25, Ordinance No.

(Fiscal Impact.)

In response to Supervisor Leal, Deputy City Attorney Ted Lakey stated that some questions have been raised in connection with the arbitration issue and compliance with the Brown Act concerning notice and recommends that the Board of Supervisors rerefer this matter to Committee. (See letter dated September 12, 1994, copy of which is contained in the files of the Board of Supervisors.)

Supervisor Leal, seconded by Supervisor Hallinan, moved to rerefer to Government Efficiency and Labor Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for Second Reading

[Professional Membership]
Ordinance amending Administrative Code to authorize Hetch Hetchy Water and Power to join various organizations. (Public Utilities Commission)

File 97-94-55, Ordinance No.

(Amends Section 16.6-5.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Agreements, DPH/Public Health Foundation Enterprises]
Ordinance amending Administrative Code to permit the Department of Public Health, with the approval of the Board of Supervisors, to enter into agreements with the Public Health Foundation Enterprises, Inc. enabling the Department of Public Health to provide research services for HIV Vaccine Preparedness Studies. (Supervisor Alioto)

File 97-94-56, Ordinance No.

(Adds Section 19A.33.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Lease of Property, 450 Seventh St., Police Department]
Resolution authorizing a revocable license at 450 Seventh Street for the Police Department; retroactive to July 1, 1994 through June 30, 1995. (Supervisor Alioto)

File 64-94-16, Resolution No. 787-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Joint Powers Agreement, Victim Witness Assistance]
Resolution authorizing the District Attorney to retroactively apply for, accept and expend funds of $291,431 made available through the State Board of Control Victims of Crime Program, an agent of the State of California, for a project entitled "Joint Powers Agreement with Victim Witness Assistance Center" for FY 94-95 and including indirect costs of 5 percent of the total grant equaling $14,572. (Supervisor Alioto)

File 138-94-10, Resolution No. 793-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Victim Witness Assistance Center]
Resolution authorizing the District Attorney to retroactively apply for, accept and expend funds not to exceed $350,000 made available through the Office of Criminal Justice Planning for a project entitled "Victim Witness Assistance Center" for the twelve month period of July 1, 1994 through June 30, 1995 and including indirect costs of $17,500, which is five percent of the total grant; placing $52,584 on reserve. (Supervisor Alioto)

File 138-94-11, Resolution No. 794-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant - Federal, 1993 AIDS Case Definition Project]
Resolution authorizing the Department of Public Health, AIDS Office, to apply for retroactively, accept and expend a grant of $274,227, which includes indirect costs of $31,022 based on twenty percent of salaries, from the Department of Health and Human Services, Centers for Disease Control and Prevention, to fund the Evaluation of the Impact of the 1993 AIDS Case Definition Project; providing for ratification of action previously taken; placing $10,000 on reserve. (Supervisor Alioto)

File 146-94-19, Resolution No. 796-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Contract Funds, Medi-Cal Managed Care Program]
Resolution authorizing the Department of Public Health to accept and expend up to $1,137,500 from the State Department of Health Services in 2 phases between June 1, 1994 and December 31, 1995 to develop a Medi-Cal Managed Care Local Initiative, and to execute a contract with Progress Foundation to use these funds to pay for costs related to development of the Local Initiative and the Health Delivery System in San Francisco, with the contractor to receive only minimal reimbursement for actual costs incurred to administer the contract; waiving indirect costs; providing for ratification of action previously taken. (Supervisors Alioto, Leal)

File 146-94-20, Resolution No. 797-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Leal requested to be added as co-sponsor.

[State Grant, Outreach Case Mgt./Educ. Serv.]
Resolution authorizing the Department of Public Health, Community Public Health Services, Family Health Bureau to apply for retroactively, accept and expend a grant of $200,000, which includes indirect costs of $3,293, based on 10 percent of salaries, from the State Department of Health Services, Maternal Child Health Branch for outreach, case management and educational services; providing for ratification of action previously taken; placing $155,000 on reserve. (Supervisor Alioto)

File 146-94-21, Resolution No. 798-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grant - State, TDA Funds for Public Works Projects]
Resolution authorizing the Director of Public Works to execute the necessary documents to apply for, accept and expend $400,000 of Transportation Development Act (TDA) Article 3 Funds for Public Works projects, including indirect costs of $5,000; placing $160,000 on reserve. (Department of Public Works)

File 148-94-5, Resolution No. 799-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grand Jury Recommendations]
Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1993-94 Civil Grand Jury to the Presiding Judge of the Superior Court pertaining to the "Senior Escort

Program". (Government Efficiency and Labor Committee)

File 39-94-10

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Grand Jury Recommendations]
Motion directing the Clerk of the Board of Supervisors to submit comments on the recommendations of the 1993-94 Civil Grand Jury to the Presiding Judge of the Superior Court pertaining to the "Fire Department- Labor Cost Management". (Government Efficiency and Labor Committee)

File 39-94-11

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Zoning Map Change, 1240 Valencia Street]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of property located at 1240 Valencia Street, Lot 5, Assessor's Block 3644, from a P (Public) District to a Valencia Street Neighborhood Commercial District and adopting findings pursuant to Planning Code Section 101.1. (City Planning Department)

File 36-94-5, Ordinance No.

(Approved by City Planning Commission Resolution No. 13694)
(General Rule Exclusion from Environmental Impact Review)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Traffic Regulations Procedures]
Ordinance amending Traffic Code, to require the posting and publishing of public notices regarding proposed traffic regulations. (Supervisor Maher)

File 124-94-13, Ordinance No.

(Adds Section 43.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Called from Budget Committee By Supervisors Kaufman, Leal

Consideration Continued

[Business and Payroll Expense Tax Amnesty]
Ordinance amending Part III, Municipal Code to establish a tax penalty amnesty program between December 1, 1994 and January 31, 1995 for delinquent payroll expense and business taxes; to increase and add penalties for delinquent payroll expense taxes as of February 1, 1995 and to increase and add penalties for delinquent business taxes as of February 1, 1995. (Supervisors Kaufman, Leal, Conroy, Kennedy)

File 127-93-017, Ordinance No.

(Amends Section 909.1; Adds Section 1013.1.)

Supervisor Kaufman, seconded by Supervisor Hsieh, moved to continue consideration to September 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Conroy, Kennedy requested to be added as co-sponsors.

From the Board

Report received

[Senior Services Task Force Plan]
Report by the Senior Services Task Force to consider the Senior Services Task Force Plan. (Supervisors Shelley, Alioto)

File 217-94-5

John L. Blumlein and Sandy Mori, Co-Chairpersons, appeared and gave a brief presentation indicating during the past two years the task force has received valuable input from senior citizens, advocates, non-profit providers, city departments and commissions.

They expressed appreciation to all who contributed to this process and introduced the members of the Senior Services Plan Task Force in attendance and mentioned those who could not appear as follows: Peter Ashe, Gloria Bonilla, Anni Chung, Adele Corvin, Argentina Davila-Luevano, Geraldine Earp, Sue Eisenberg, Vera Haile, Stanley Herzstein, Captain Charles Hoenisch, John King, Del Martin, Lee Ann Monfredini, Anthony Nicco, Christopher So, Marjorie Stern, George Tainter, Anthony Wagner and Annette Williams.

The Supervisors expressed their appreciation for the work done by the Senior Services Plan Task Force.

Conference with Labor Negotiator - Collective Bargaining

Adopted

Motion that the Board of Supervisors convene in closed session with, Wendell Pryor, Director of Human Resources, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions), with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

Supervisor Kennedy, seconded by Supervisor Bierman, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recess

The Board recessed at the hour of 2:32 p.m. to convene in closed session pursuant to Government Code Section 54957.6 for the purpose of reviewing and instructing the City's designated employee relations representatives regarding salaries and fringe benefits for City employees.

Reconvening of the Board

The Board, at the hour of 2:50 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 9.

Noted absent:

Supervisors Leal, Shelley - 2.

Quorum present.

Supervisor Leal was noted present at 2:54 p.m.

Supervisor Shelley was noted present at 2:54 p.m.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with Wendell Pryor, Director of Human Resources and with Geoff Rothman, Acting Employee Relations Director, to review the City's position and instruct its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions), with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

The session was informational only. No action was asked to be taken and no action was taken by the Board.

Adopted

Motion that the Board of Supervisor finds that it is in the best interest of the public and elects not to disclose its closed session deliberations in pending employee relations negotiations.

Supervisor Hsieh, seconded by Supervisor Leal, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Maher, Migden - 8.

Absent: Supervisors Kennedy, Leal, Shelley - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Louise Vaughn, Geneva Towers, HUD foreclosure law, water, eviction, discrimination;
Laboria Moore, Alice Griffith Housing, police brutality;
Loretta Gains, services at Richmond homeless shelter;
Rodney, Giants;
Frederick Jordan, 5th and Market Street grammar school project, 6th and Market Street people's park project.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Kennedy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Consideration Continued as Amended

[Senior Services Task Force Plan]
Resolution supporting the concepts in the plan of the Senior Services Task Force and directing the Commission on Aging to report to the Board of Supervisors and the Mayor every six months on the progress of the City in implementing the plan. (Supervisors Shelley, Alioto, Kennedy, Conroy, Migden, Maher, Hsieh, Kaufman, Leal, Hallinan, Bierman)

File 217-94-005.01, Resolution No.

(September 7, 1994 - Introduced in Board for consideration on September 12, 1994.)

Supervisor Kennedy, seconded by Supervisor Conroy, moved to amend by adding the following further resolved clause: "Further Resolved, That the Board of Supervisors directs the Commission on Aging to review and monitor the implementation of the Senior Services Task Force Plan, and that the Commission

on Aging submit a written report to the Board of Supervisors and the Mayor on April 1, 1995, and every six months thereafter, reviewing and analyzing the progress of the City in implementing the Senior Services Task Force Plan.".

Title amended accordingly to read: "Resolution supporting the concepts in the plan of the Senior Services Task Force and directing the Commission on Aging to report to the Board of Supervisors and the Mayor every six months on the progress of the City in implementing the plan."

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Supervisor Kennedy, seconded by Supervisor Conroy, moved to continue consideration as amended to September 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Kennedy, Conroy, Migden, Maher, Hsieh, Kaufman, Leal, Hallinan, Bierman requested to be added as co-sponsors.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Proclaim, Janitors Day]
Resolution requesting the Mayor to declare and recognize September 15, 1994 as San Francisco Janitor Appreciation Day in San Francisco. (Supervisors Kennedy, Leal, Shelley, Alioto, Migden, Conroy)

File 4-94-24, Resolution No. 771-94

(September 7, 1994 - Introduced in Board for consideration on September 12, 1994.)

Adopted.

In connection with the above item, Supervisors Conroy, Shelley requested to be added as co-sponsors.

[Commend, Jerry Rice]
Resolution commending and congratulating San Francisco Forty-niner's wide receiver Jerry Rice on his record setting performance on September 5, 1994. (Supervisors Alioto, Conroy)

File 006-94-052, Resolution No. 778-94

(September 7, 1994 - Introduced in Board for consideration on September 12, 1994.)

Adopted.

[Commend, Women's Building, 15th Anniversary]
Resolution celebrating the 15th Anniversary of the San Francisco Women's Building with the dedication of its new mural. (Supervisors Migden, Leal, Bierman, Alioto, Conroy, Shelley)

File 006-94-053, Resolution No. 779-94

(September 7, 1994 - Introduced in Board for consideration on September 12, 1994.)

Adopted.

In connection with the above item, Supervisors Conroy, Shelley requested to be added as co-sponsors.

[National Voter Registration Act of 1993]
Resolution urging the Governor to rescind Executive Order No. W-98-94 and to order state agencies to implement the National Voter Registration Act of 1993. (Supervisors Alioto, Shelley, Bierman)

File 012-94-032, Resolution No. 782-94

(September 7, 1994 - Introduced in Board for consideration on September 12, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Grant, Federal, DPH, PALS Program]
Resolution authorizing the Department of Public Health Community Public Health Services, to accept and expend retroactively a grant of $250,000, which includes indirect costs in the amount of $27,778, based on 12.5 percent of direct costs from the Health Resources and Services Administration, Bureau of Primary Health Care, for close out services for the Integrated Community Based Primary Care and Drug Abuse Program (PALS) grant; providing for ratification of action previously taken. (Supervisors Hallinan, Alioto)

File 146-94-024, Resolution No. 766-94

(September 7, 1994 - Introduced in Board for consideration on September 12, 1994.)

Adopted.

[Condominium Project, 870 North Point Street]
Motion approving final map of 870 North Point Street, a condominium project, being a resubdivision of Lot 7 in Assessor's Block 25, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-14

(September 7, 1994 - Introduced in Board for consideration on September 12, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-37, Resolution No. 769-94

(Marie K. Brooks, member, Airports Commission, September 20 - 30; L. Andrew Jeanpierre, member, Airports Commission, September 17 - October 1; Jeanette Lazam, member, Human Rights Commission, September 13 - 18; Jim Mayo, member, Human Rights Commission, September 16 - 19; John Newlin, Executive Director, Department of Parking and Traffic October 13 - 14; Frank O'Neill, member, Port Commission, September 16 - October 2, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 7.

Absent: Supervisors Bierman, Conroy, Hsieh, Maher - 4.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Settlement of Litigation, SEIU, Arbitration]
Ordinance authorizing a partial settlement in litigation challenging an arbitration award involving employees represented by the Service Employees International Union, AFL-CIO, Locals 250, 535 and 790 for the period March 1, 1993 through June 30, 1996. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 046-94-012.

Consideration Continued

[Real Property Transfer Tax Increase]
Ordinance amending Part III of the Municipal Code by amending Section 1102 of the Real Property Transfer Tax Ordinance to increase the tax rate to $5.00 from $2.50 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed exceeds $250,000. Returned disapproved by the Mayor. Consideration continued to September 12, 1994.

File 127-94-005.01.

Referred to Committee

[Small Business Exemption]
Draft ordinance amending Part III, Municipal Code, by amending Sections 905-A and 1005.3 to change the qualifications for the small business tax exemption, effective ___, to require that taxpayers file a tax return in order to be eligible for the exemption. Supervisor Kaufman presented. Referred to Budget Committee.

File 127-94-010.

Referred to Board

[Proclaim, Open Studios Month]
Resolution declaring the month of October 1994 Open Studio Month in San Francisco. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar September 19, 1994.

File 004-94-025.

[AB 2810, Domestic Partnership, Veto]
Resolution condemning Governor Pete Wilson for his veto of domestic partnership legislation (AB 2810). Supervisors Alioto, Leal presented. Referred to Board for Adoption Without Committee Reference Calendar September 19, 1994.

File 012-94-014.01.

[Oppose Proposition 188, Tobacco Control]
Resolution opposing the California Uniform Tobacco Control Act (Proposition 188). Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar September 19, 1994.

File 060-94-009.01.

Referred to Committee

[Presidio Sewer Service]
Resolution approving agreement between the United States of America, acting by and through the National Park Service, and the City and County of San Francisco acting by and through the Chief Administrative Officer, regarding payment by the Presidio of San Francisco for sewer services. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 172-94-033.01.

Referred to Board

[Safeway Store]
Resolution urging the Safeway Store located at 1818 Ocean Avenue to reconsider its decision to close the store and work with the community to improve their merchandising. Supervisor Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar September 19, 1994.

File 176-94-007.

Referred to Committee

[Secondary Employment, Civil Service Rule 29]
Resolution urging the Mayor to direct the Human Resources Director and urge the Civil Service Commission to enforce Civil Service Commission Rule 29 and to establish and enforce criteria for secondary employment and independent contractors to ensure that such activities will not be contrary to the interests of the city service. Supervisor Leal presented. Referred to Government Efficiency/Labor Committee.

File 222-94-006.

[Secondary Employment On Compensatory Time]
Resolution urging the Mayor to urge the Civil Service Commission to amend its rules to prohibit secondary employment while receiving compensatory time off pay. Supervisor Leal presented. Referred to Government Efficiency/Labor Committee.

File 222-94-006.01.

Requests for Hearings:

[Family Court]
Hearing to consider issues surrounding Family Court. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 198-94-001.

[Anti-Prostitution Law Enforcement Resources]
Hearing to consider the resources devoted by the City and County of San Francisco to the enforcement of anti-prostitution laws and the prosecution of prostitution related crimes. Supervisor Hallinan presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-008.02.

[For Sale Cars]
Hearing to consider enforcement of regulations relating to vehicles parked on city streets for the sole purpose of advertising the vehicle for sale. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-013.

[Harassment]
Hearing to consider San Francisco's response to victims of harassment including but not limited to sexual harassment and phone harassment. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 289-94-001.

Motion

Referred to Board

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Alioto, Leal, Bierman, Shelley, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar September 19, 1994.

File 030-94-001.18.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 045-94-050. [Settlement of Litigation, Dorothy Mosley] Ordinance authorizing settlement of litigation of Dorothy Mosley against the City and County of San Francisco by payment of $9,500.

(Superior Court No. 942-017) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-051. [Settlement of Litigation, Stephen Noetzel] Ordinance authorizing settlement of litigation of Stephen Noetzel against the City and County of San Francisco by payment of $16,626.85. (Superior Court No. 946-764) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 047-94-011. [Lease, Polk-Bush Garage with Anin Inc/Pip Printing] Ordinance approving a lease of commercial space in Polk-Bush Garage to Anin Inc. dba Pip Printing. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 047-94-012. [Lease, Polk-Bush Garage with Quetzal Cocoa Company] Ordinance approving a lease of commercial space in Polk-Bush Garage to Frederick L. Charron, Jr. and Wayne R. Newman, individuals and proprietors dba "Quetzal Co." (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 093-94-028.01 [MOU, 8302 Deputy Sheriff I] Ordinance setting the salary, benefits and working conditions for the new unrepresented Classification 8302 Deputy Sheriff I; companion measure to File 93-94-28. (City Attorney) Referred to Budget Committee.

File 093-94-029.01. [MOU, SEIU AFL-CIO Locals 250, 535, and 790] Ordinance implementing the fiscal provisions of the Arbitrator's Award as amended by the parties covering employees of the City and County of San Francisco represented by the Service Employees International Union, AFL-CIO, Locals 250, 535 and 790 for the period March 1, 1993 through June 30, 1996; companion measure to File 93-94-29. (Department of Human Resources) Referred to Budget Committee.

File 101-94-013. [Appropriation, DPW, $3,835,000] Ordinance appropriating $3,835,000, Department of Public Works of Special Gas and Road Funds, to finance capital improvement projects (Chinatown Alleyway and Lighting Improvements), for fiscal year 1994-95. RO #94058. (Controller) Referred to Budget Committee.

File 115-94-011. [Candlestick Park Special Sign District] Ordinance amending City Planning Code, by amending Section 608.4 to authorize signs in stadium parking lots within the Candlestick Park area that include general advertising and exceed 200 square feet in area, provided that the signs are designed primarily to be viewed either by patrons within the stadium or by patrons arriving at or departing from the stadium. (Planning Department) Referred to Housing and Land Use Committee.

Resolutions Referred to Committee

File 033-94-005. [Appointment, Redevelopment Agency] Resolution confirming Mayor's appointment to San Francisco Redevelopment Agency, Benny Yee, for the term expiring September 3, 1998, vice Leslie Schilling, term expiring September 3, 1994. (Mayor) Referred to Rules Committee.

File 048-94-018. [Settlement of Claim, Debra Babarsky] Resolution approving the settlement of the unlitigated claim of Debra Babarsky by payment of $20,000. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 048-94-019. [Settlement of Claim, Janet Goldstein] Resolution approving the settlement of the unlitigated claim of Janet Goldstein by payment of $45,000. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 054-94-010. [Cancel Board Meetings of 11/28/94 and 12/27/94] Resolution revising the regular meeting schedule of the Board of Supervisors by cancelling the meetings of November 28, and December 27, 1994, and setting the 1995 inaugural meeting on January 9, 1995. (Clerk of the Board) Referred to Rules Committee.

File 093-94-027. [MOU, Teamsters Local 856, Animal Keepers] Resolution ratifying amendment to Memorandum of Understanding between the City and County of San Francisco and the Professional and Vocational Employees Division of Teamsters, Local 856. (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 093-94-028. [MOU, 8302 Deputy Sheriff I] Resolution ratifying Memorandum of Understanding between the Deputy Sheriff's Association 39 and the City and County of San Francisco; companion measure to File 93-94-28.1. (City Attorney) Referred to Budget Committee.

File 093-94-029. [Service Employees Internat'l Union, AFL-CIO] Resolution ratifying administrative provisions of arbitrator's award as amended by the parties covering employees of the City and County of San Francisco represented by the Service Employees International Union, AFL-CIO, Locals 250, 535 and 790 for the period March 1, 1993 through June 30, 1996; companion measure to File 93-94-29.1. (Department of Human Resources) Referred to Budget Committee.

File 094-94-003. [Federal Grant, Energy Management Activities] Resolution authorizing the General Manager of the Public Utilities Commission to apply for, accept and expend a grant of $100,000, which includes indirect costs in the amount of $12,326 based on twenty percent of salaries, from the U.S. Department of Energy and the Urban Consortium Energy Task Force; ratification of action previously taken. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 168-94-001.01. ["Open Space" Acquisition, Mullen/Peralta] Resolution authorizing purchase agreement for acquisition of real property located in Bernal Heights generally described as the Mullen Peralta site, identified as City and County of San Francisco Assessor's Block 5538, Lots 14, 23, and 28 for open space purposes and adopting findings pursuant to City Planning Code Section 101.1. (Also see File 168-94-1, Resolution No. 247-94.) (Real Estate Department) Referred to Budget Committee.

File 170-94-017. [General Obligation Bonds Definitive Interest Rates] Resolution awarding bonds and fixing definitive interest rates for $3,455,000 General Obligation Bonds (Public Safety Improvement Projects, 1989), Series 1994A; $18,100,000 General Obligation Bonds (Public Safety Improvement Projects, 1990), Series 1994B; $30,650,000 General Obligation Bonds (School District Facilities Improvements, 1994), Series 1994C; and $10,105,000 General Obligation Bonds (Fire Department Facilities Project, 1992), Series 1994D. (Chief Administrative Officer) Referred to Budget Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hallinan, that letters be sent to the Chief Administrative Officer and Controller inquiring as to the extent to which the City and County of San Francisco does business with the Sprint Corporation.

By Supervisor Kaufman, that letter of inquiry be sent to Director of Public Works to determine when the Board can expect to receive the reports on housing ticket citations mandated under Ordinance 355-93 which were due six months and one year after the ordinance was adopted.

By Supervisor Alioto, that letters be sent to Director of Public Health and City Attorney concerning alleged contaminated water at Geneva Towers to determine why and if it is proper to impose certain conditions before tenants at Geneva Towers can have access to available bottled water.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Scott Miller (Supervisor Alioto)

File 2-94-37

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:48 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 11, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, September 19, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 38

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, September 19, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:08 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Migden - 7.

Noted absent at first roll call:

Supervisors Leal, Maher, Migden, Shelley - 4.

Quorum present.

Supervisor Leal was noted present at 2:12 p.m.

Supervisor Maher was noted present at 2:18 p.m.

Supervisor Migden was noted present at 2:20 p.m.

Supervisor Shelley was noted present at 2:09 p.m.

Presentation of Guests

President Alioto introduced and welcomed a 30 member delegation from Moscow.

Supervisor Shelley introduced and welcomed a delegation from the Bulgarian Association of Fair Elections and Civil Rights.

Privilege of the Floor

Supervisor Shelley, seconded by Supervisor Kaufman, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant the privilege of the floor to representatives of the delegations.

No objection and motion carried.

After the spokesperson for the Bulgarian delegation expressed appreciation for the opportunity to visit the City and attend the public meeting of the Board of Supervisors, Supervisor Shelley presented a Certificate of Honor to the Bulgarian Association of Fair Elections and Civil Rights.

President Alioto gave special acknowledgement to the Honorable Anatoly Petrov, Vice Mayor of Moscow, and extended an invitation to him or Mr. Vladimir Platonov, Chairman of the City Council of Moscow, to address the Board.

Upon completion of his message, Mr. Platonov presented to the Board of Supervisors a souvenir tapestry and book.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Maher, seconded by Supervisor Kennedy, moved that the Journal of Proceedings for Monday, August 29, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Earthquake Hazard Reduction]
Ordinance amending Building Code, to revise the time limits for the submission and approval of applications for permits and to permit extensions of time due to lack of city bond program funds and for other delays and to make revisions to the requirements for notices to owners and signs. (Supervisors Hsieh, Alioto, Bierman)

File 114-94-6, Ordinance No. 335-94

(Amends Table No. 14-A and Section 1405.)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Lease - Port & Humm Baby Associates]
Ordinance approving lease agreement between Humm Baby Associates and San Francisco for ten years commencing July 1, 1994, operating by and through the Port Commission for a public plaza and park on Seawall Lot 329 (Bryant and the Embarcadero); providing for ratification of action previously taken. (Port)

File 65-94-16, Ordinance No. 329-94

(Fiscal Impact.)

Finally passed.

[MOU, Union of American Physicians/Dentists, 8-CC]
Ordinance implementing the fiscal provisions of the Memorandum of Understanding between the Union of American Physicians and Dentists for Bargaining Unit 8-CC and the City and County. (Supervisor Alioto)

File 93-94-22, Ordinance No. 331-94

(Fiscal Impact.)

Finally passed.

[MOU, Union of American Physicians/Dentists, Units 11-AA]
Ordinance implementing the fiscal provisions of the Memorandum of Understanding between the Union of American Physicians and Dentists for Bargaining Unit 11-AA and the City and County. (Supervisor Alioto)

File 93-94-23, Ordinance No. 332-94

(Fiscal Impact.)

Finally passed.

[Professional Membership]
Ordinance amending Administrative Code to authorize Hetch Hetchy Water and Power to join various organizations. (Public Utilities Commission)

File 97-94-55, Ordinance No. 333-94

(Amends Section 16.6-5.)

Finally passed.

[Agreements, DPH/Public Health Foundation Enterprises]
Ordinance amending Administrative Code to permit the Department of Public Health, with the approval of the Board of Supervisors, to enter into agreements with the Public Health Foundation Enterprises, Inc. enabling the Department of Public Health to provide research services for HIV Vaccine Preparedness Studies. (Supervisor Alioto)

File 97-94-56, Ordinance No. 334-94

(Adds Section 19A.33.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Zoning Map Change, 1240 Valencia Street]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of property located at 1240 Valencia Street, Lot 5, Assessor's Block 3644, from a P (Public) District to a Valencia Street Neighborhood Commercial District and adopting findings pursuant to Planning Code Section 101.1. (City Planning Department)

File 36-94-5, Ordinance No. 330-94

(Approved by City Planning Commission Resolution No. 13694)
(General Rule Exclusion from Environmental Impact Review)

Finally passed.

[Traffic Regulations Procedures]
Ordinance amending Traffic Code, to require the posting and publishing of public notices regarding proposed traffic regulations. (Supervisor Maher)

File 124-94-13, Ordinance No. 336-94

(Adds Section 43.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Reconsideration of Mayor's Veto

Consideration Continued

[Real Property Transfer Tax Increase]
Ordinance amending Part III of the Municipal Code by amending Section 1102 of the Real Property Transfer Tax Ordinance to increase the tax rate to $5.00 from $2.50 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed exceeds $250,000.

File 127-94-005.01, Ordinance No.

(September 7, 1994 - Finally Passed.
September 8, 1994 - Returned Vetoed by Mayor.
September 12, 1994 - Consideration continued to September 19, 1994.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to continue consideration to October 3, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Leal, Migden, Shelley - 7.

Noes: Supervisors Conroy, Kaufman, Kennedy, Maher - 4.

Called from Budget Committee By Supervisors Kaufman, Leal

Passed for Second Reading as Amended

[Business and Payroll Expense Tax Amnesty]
Ordinance amending Part III, Municipal Code, to establish a tax penalty amnesty program ((between December 1, 1994 and January 31, 1995)) for delinquent payroll expense and business taxes; to increase and add penalties for delinquent payroll expense taxes as of February 1, 1995 and to increase and add penalties for delinquent business taxes as of February 1, 1995. (Supervisors Kaufman, Leal, Conroy, Kennedy)

File 127-93-017, Ordinance No.

(Amends Section 909.1; Adds Section 1013.1;
Adds Article 17.)

(September 12, 1994 - Consideration continued to September 19, 1994.)

Supervisor Kaufman, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Ordinance amending Part III, Municipal Code, to establish a tax penalty amnesty program for delinquent payroll expense and business taxes; to increase and add penalties for delinquent payroll expense taxes as of February 1, 1995 and to increase and add penalties for delinquent business taxes as of February 1, 1995."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Conroy, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 8.

Noes: Supervisors Bierman, Hsieh - 2.

Absent: Supervisor Hallinan - 1.

From the Clerk

Referred to Committee

(Only one of the following two motions should be adopted.)

[Findings - Street Fair Police Fee Waiver]
Motion affirming the decision of ISCOTT and denying the waiver of the police fees owed to the City and County by the sponsor of the San Francisco Fair, 1993, in the amount of $2,500. (Supervisor Hallinan)

File 42-94-6.1

(September 7, 1994 - Hearing held.
(September 7, 1994 - Consideration continued to September 19, 1994.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to refer to the Rules Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hallinan - 1.

[Findings - Street Fair Police Fee Waiver]
Motion reversing the decision of ISCOTT and granting the waiver of the police fee owed to the City and County by the sponsor of the San Francisco Fair, 1993, in the amount of $2,500. (Supervisor Hallinan)

File 42-94-6.2

(September 7, 1994 - Hearing held.
(September 7, 1994 - Consideration continued to September 19, 1994.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to refer to the Rules Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hallinan - 1.

(Only one of the following two motions should be adopted.)

[Findings - Street Fair Police Fee Waiver]
Motion affirming the decision of ISCOTT and denying the waiver of the police fees owed to the City and County by the sponsor of the Juneteenth Fair, 1993, 1994, in an amount totaling $4,748.

File 42-94-7.1

(September 7, 1994 - Hearing held.
(September 7, 1994 - Consideration continued to September 19, 1994.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to refer to the Rules Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hallinan - 1.

[Findings - Street Fair Police Fee Waiver]
Motion reversing the decision of ISCOTT and granting the waiver of the police fee owed to the City and County by the sponsor of the Juneteenth Fair, 1993, 1994, in an amount totaling $4,748.

File 42-94-7.2

(September 7, 1994 - Hearing held.
(September 7, 1994 - Consideration continued to September 19, 1994.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to refer to the Rules Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hallinan - 1.

NEW BUSINESS

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

Recommendations of Budget Committee

Adopted

[Lease, Vacant Caltrans Property, Homeless Shelter]
Resolution urging the Mayor to pursue leasing of vacant Caltrans property for $1.00 per month for homeless related services and programs as allowed under Senate Bill 120. (Supervisors Bierman, Alioto, Hsieh)

File 64-94-5, Resolution No. 820-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

From Budget Committee with Recommendation
"DO NOT PASS"

Refused Passage for Second Reading as Amended

(Supervisor Alioto dissenting in Committee.)

[Parking Meters to Accept Nickels/Dimes/Quarters]
Ordinance amending Traffic Code to provide that parking meters within Parking Meter Areas Numbers 2, 3 and 4 will be operated by nickels, dimes and quarters, instead of only by quarters; and setting completion date of ((December 31, 1995)) June 30, 1996, for completing the modification of parking meters. (Supervisors Maher, Alioto)

File 124-94-5, Ordinance No.

(Fiscal Impact.)

(Amends Sections 203.2, 203.3 and 203.4.)

Supervisor Maher, seconded by Supervisor Kennedy, moved to amend title, page one, line seven and page seven, line 12 by replacing "December 31, 1995" with "June 30, 1996".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Kaufman, Migden - 2.

Refused passage for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Conroy, Kennedy, Maher, Shelley - 5.

Noes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden - 6.

The President resumed the Chair.

Recommendations of Economic Vitality and Social Policy Committee

Adopted

[Muni Crimes - District Attorney]
Resolution urging the District Attorney to prioritize Muni-related cases where violent crimes occur on Muni vehicles, at transfer points, bus stops and at railway stations. (Supervisor Conroy)

File 7-93-14.2, Resolution No. 811-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 9.

Absent: Supervisors Leal, Migden - 2.

Refused Adoption; Rescinded;
Rereferred to Committee

[State Legislation]
Resolution urging the Mayor to urge the City's lobbyist in Sacramento to urge our legislators and those representing other cities and counties to look toward possibly expanding Penal Code Section 241.3 to include other serious crimes besides assaults and to expand Penal Code Section 241.1 and Section 243.3 to include bus stops, transfer points and railway stations in addition to transportation vehicles, and to pursue other transit safety measures to tackle mass-transit crime problems. (Supervisor Conroy)

File 7-93-14.3, Resolution No.

Refused adoption by the following vote:

Ayes: Supervisors Alioto, Conroy, Hsieh, Kaufman, Maher - 5.

Noes: Supervisors Bierman, Hallinan, Kennedy - 3.

Absent: Supervisors Leal, Migden, Shelley - 3.

Supervisor Maher, seconded by Supervisor Kaufman, moved to rescind the previous vote:

Motion to rescind the vote adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hsieh, Hallinan, Kaufman, Kennedy, Maher - 8.

Absent: Supervisors Leal, Migden, Shelley - 3.

Supervisor Conroy, seconded by Supervisor Shelley, moved to amend by deleting reference to "bus stops, transfer points" and insert "underground" railway stations.

Supervisor Conroy, seconded by Supervisor Kaufman, moved to rerefer to Committee.

Motion to rerefer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 10.

Absent: Supervisor Migden - 1.

Adopted

[Police Response Times on Muni]
Resolution urging the Mayor to urge the Police Department and the Municipal Railway to work together and report to the Board of Supervisors on the status of efforts to improve the response times to crime incidents which occur on the Municipal Railway. (Supervisor Conroy)

File 7-93-14.4, Resolution No. 812-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 9.

Absent: Supervisors Leal, Migden - 2.

[Muni Safety Communications]
Resolution urging the Mayor to urge the Municipal Railway and the Police Department to work together and report to the Board of Supervisors on the status of efforts to improve the emergency communication system on the Municipal Railway. (Supervisor Conroy)

File 7-93-14.5, Resolution No. 813-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 9.

Absent: Supervisors Leal, Migden - 2.

[Muni Safety Information Program]
Resolution endorsing and commending the Municipal Railway's "Kids Ride Safe on Muni" Program. (Supervisor Conroy)

File 7-93-14.6, Resolution No. 814-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 9.

Absent: Supervisors Leal, Migden - 2.

[Muni Community Outreach]
Resolution urging the Mayor to urge the Municipal Railway to prepare a plan to combat the ongoing perception of a crime-infested public transportation system. (Supervisor Conroy)

File 7-93-14.7, Resolution No. 815-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 9.

Absent: Supervisors Leal, Migden - 2.

[ACA 47, Elimination of MBE/WBE Programs]
Resolution opposing Assembly Constitutional Amendment 47 which will eliminate Minority Business Enterprise/Women Business Enterprise programs relating to the operation of the State's system of public employment, public education and public contracting. (Supervisors Shelley, Leal, Migden, Kennedy, Alioto, Bierman, Hallinan, Kaufman)

File 12-94-31, Resolution No. 817-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

Recommendation of Government Efficiency and Labor Committee

Consideration Continued

[Reimbursement to Employees]
Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty consisting of 17 claims in the aggregate amount of $2,055.26. (Government Efficiency and Labor Committee)

File 51-94-2, Resolution No.

(Fiscal Impact.)

Supervisor Kennedy, seconded by Supervisor Leal, moved to continue consideration to October 3, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Leal, Shelley - 6.

Absent: Supervisors Conroy, Hsieh, Kaufman, Maher, Migden - 5.

Appointment of President Pro Tempore

At the request of the President, Supervisor Shelley assumed the Chair.

Recommendation of Health, Public Safety and Environment Committee

Adopted

[Opposing Proposition 187, Anti-Immigrant Initiative]
Resolution opposing Proposition 187, Ballot Initiative and urging the Mayor to oppose this measure and to educate the electorate of San Francisco about this measure's negative impacts on the City and

County. (Supervisors Leal, Hsieh, Alioto, Bierman, Conroy, Shelley, Migden, Kennedy, Hallinan, Kaufman, Maher)

File 60-94-13, Resolution No. 807-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

The President resumed the Chair.

Recommendation of Select Committee on Base Closures

Adopted as Amended

[Presidio Golf Course]
Resolution opposing the Army's plan to keep the Presidio golf course and the revenue it generates after the Presidio transitions to the National Park Service and urging the Army and the Park Service to release to the public the transition agreement. (Supervisors Shelley, Alioto)

File 244-94-17, Resolution No. 824-94

Supervisor Shelley, seconded by Supervisor Leal, moved an amendment of the whole entitled, "Resolution opposing the Army's plan to keep the Presidio golf course and the revenue it generates after the Presidio transitions to the National Park Service and urging the Army and the Park Service to release to the public the transition agreement.".

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Public Hearing]
Hearing of persons interested in or objecting to Sewer Service Charges to be paid by users for fiscal year 1994-95 pursuant to Part II, Chapter X, Articles 4.1 and 4.2, of the Public Works Code and Board of Supervisors Resolution No. 540-94, regarding rate reductions for low income residential units; providing for a severability clause.

File 21-93-2

(August 29, 1994 - Consideration continued to September 19, 1994.)

(Exempt from environmental review.)

The President inquired if anyone present wished to speak.

The privilege of the floor was granted to the following person:

Nate Ratner.

Adopted

[Sewer Service Charge]
Resolution revising schedules of Sewer Service Charges to be paid by users for fiscal year 1994-95 pursuant to Part II, Chapter X, Articles 4.1 and 4.2, of the Public Works Code and Board of Supervisors Resolution No. 540-94, regarding rate reductions for low income residential units; providing for a

severability clause. (Supervisors Kaufman, Leal, Bierman, Alioto)

File 21-93-2, Resolution No. 818-94

(August 29, 1994 - Consideration continued to September 19, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Public hearing]
Hearing of appeal from the decision of the City Planning Commission by its Motion No. 13741, dated August 4, 1994, adopting findings related to the disapproval of a Certificate of Appropriateness and disapproval of Section 101.1 review on Demolition Permit No. 9405314 of the Alfred G. Hanson Residence, 126 27th Avenue, Landmark No. 196, under Sections 101.1 and 1006 of the Planning Code.

File 90-94-2

(September 9, 1994 - Appeal filed.)

The following persons were sworn in and granted privilege of the floor:

Appellant:
Harry O'Brien, representing property owners.

Respondents:
Vincent Marsh, representing Zoning Administrator;
Ron Miguel;
David Bahlman;
Juliet Ray;
Honor Bulkley;
Patricia Cady;
Gene Galvin.

A rebuttal period was allowed.

The President then declared the hearing closed.

Adopted

(Only one of the following two motions should be adopted.)

[Zoning Appeal]
Motion approving decision of the City Planning Commission by its Motion No. 13741, disapproving the Certificate of Appropriateness of Application of property located at 126 27th Avenue (Alfred G. Hanson Residence, Landmark No. 196) and adopting findings pursuant to City Planning Code Section 101.1.

File 90-94-2.1

Supervisor Bierman, seconded by Supervisor Hallinan, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Tabled

[Zoning Appeal]
Motion disapproving decision of the City Planning Commission by its Motion No. 13741, disapproving the Certificate of Appropriateness Application of property located at 126 27th Avenue (Alfred G. Hanson Residence, Landmark No. 196), granting Certificate of Appropriateness and adopting findings pursuant to City Planning Code Section 101.1.

File 90-94-2.2

Supervisor Hallinan, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted

[Findings]
Motion directing the Clerk of the Board to prepare findings relating to proposed Certificate of Appropriateness Application of property located at 126 27th Avenue, for action by the Board at its next meeting.

File 90-94-2.3

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

COMMITTEE REPORTS

Recommendations of Government Efficiency and Labor Committee

Adopted

[Memorandum of Understanding]

Resolution ratifying a Memorandum of Understanding covering employees of the City and County represented by the Service Employees International Union, AFL-CIO, Locals 250, 535 and 790 for the period of May 24, 1993 through June 30, 1997. (Department of Human Resources)

File 93-94-29, Resolution No. 821-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

Passed for Second Reading

[Compensation]
Ordinance adopting fiscal provisions contained in a Memorandum of Understanding covering employees of the City and County represented by the Service Employees International Union, AFL-CIO, Locals 250, 535 and 790 for the period of May 24, 1993 through June 30, 1997; companion measure to File 93-94-29. (Department of Human Resources)

File 93-94-29.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

[Settlement of Litigation, SEIU Arbitration]
Ordinance authorizing a partial settlement in litigation challenging an Arbitration Award involving employees represented by the Service Employees International Union, AFL-CIO, Local 250, 535 and 790 for the period May 24, 1993 through June 30, 1997. (Supervisor Hallinan)

File 46-94-12, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Conroy, Maher, Migden - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Leboria Moore, abuse to the poor African Americans;
Garr Tavai-Fiatoa, HUD Geneva Towers, Red Balloon House II displacement;
Loretta Gains, Richmond Hills Family Center, discrimination by staff, eviction;
Louise Vaughn, Geneva Towers, displacement, corruption.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Senior Services Task Force Plan]
Resolution supporting the concepts in the plan of the Senior Services Task Force, and directing the Commission on Aging to report to the Board of Supervisors and the Mayor every six months on the progress of the City in implementing the plan. (Supervisors Shelley, Alioto, Kennedy, Conroy, Migden, Maher, Hsieh, Kaufman, Leal, Hallinan, Bierman)

File 217-94-5.1, Resolution No. 823-94

(September 12, 1994 - Consideration continued to September 19, 1994.)

Adopted.

[Proclaim, Open Studios Month]
Resolution declaring the month of October 1994 Open Studio Month in San Francisco. (Supervisors Shelley, Alioto, Bierman)

File 4-94-25, Resolution No. 810-94

(September 12, 1994 - Introduced in Board for consideration on September 19, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[AB 2810, Domestic Partnership, Veto]
Resolution condemning Governor Pete Wilson for his veto of domestic partnership legislation (AB 2810). (Supervisors Alioto, Leal, Bierman)

File 12-94-14.1, Resolution No. 816-94

(September 12, 1994 - Introduced in Board for consideration on September 19, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Oppose Proposition 188, Tobacco Control]
Resolution opposing the California Uniform Tobacco Control Act (Proposition 188). (Supervisors Alioto, Leal, Bierman, Shelley)

File 60-94-9.1, Resolution No. 819-94

(September 12, 1994 - Introduced in Board for consideration on September 19, 1994.)

Adopted.

In connection with the above item, Supervisors Leal, Migden, Shelley requested to be added as co-sponsors.

[Safeway Store]
Resolution urging the Safeway Store located at 1818 Ocean Avenue to reconsider its decision to close the store and work with the community to improve their merchandising. (Supervisors Kennedy, Bierman, Alioto)

File 176-94-7, Resolution No. 822-94

(September 12, 1994 - Introduced in Board for consideration on September 19, 1994.)

Adopted.

In connection with the above item, Supervisors Bierman, Alioto requested to be added as co-sponsors.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisors Alioto, Leal, Bierman, Shelley, Migden)

File 30-94-1.18

(September 12, 1994 - Introduced in Board for consideration on September 19, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Leal, Shelley - 6.

Absent: Supervisors Conroy, Hsieh, Kaufman, Maher, Migden - 5.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-38, Resolution No. 776-94

(Mayor Jordan, September 12 - 13; Tom Hsieh, member, Board of Supervisors, September 24 - October 2; Bill Maher, member, Board of Supervisors, September 24 - 28; Lucille Abrahamson, member, Human Rights Commission, September 16 - 23; John Newlin, Executive Director, Department of Parking & Traffic, September 15 - October 2; Anthony Ribera, Chief of Police, October 14 - 17; Doris M. Ward, Assessor, September 15 - 19, 1994.)

Adopted.

[Presidio]
Resolution declaring September 24th - October 1st, 1994 Post to Park Week in San Francisco in honor of the opening of the Presidio National Park. (Supervisors Shelley, Bierman)

File 6-94-54, Resolution No. 780-94

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Leal, Shelley - 6.

Absent: Supervisors Conroy, Hsieh, Kaufman, Maher, Migden - 5.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the following motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]
Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leal, seconded by Supervisor Kennedy, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Leal, Shelley - 6.

Absent: Supervisors Conroy, Hsieh, Kaufman, Maher, Migden - 5.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leal, seconded by Supervisor Kennedy, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Leal, Shelley - 6.

Absent: Supervisors Conroy, Hsieh, Kaufman, Maher, Migden - 5.

Adopted

[Commend Emi Uyehara, Civil Service Commissioner]
Resolution commending Civil Service Commissioner Emi Uyehara.

File 006-94-055, Resolution No. 781-94

Supervisor Leal presented and, seconded by Supervisor Kennedy, moved immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kennedy, Leal, Shelley - 6.

Absent: Supervisors Conroy, Hsieh, Kaufman, Maher, Migden - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Real Property Transfer Tax]
Ordinance amending Part III, Municipal Code, by amending Section 1102 of the Real Property Transfer Tax

Ordinance to decrease the tax rate to $3.75 from $5.00 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed exceeds $250,000. Supervisor Migden presented. Referred to Budget Committee with request it be considered at the September 28, 1994 meeting.

File 127-94-005.02.

Referred to Board

[Commend, Health Care Workers Union Local 250]
Resolution congratulating and honoring Health Care Workers Union Local 250 on the occasion of its 60th Anniversary. Supervisors Alioto, Bierman, Shelley, Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 006-94-056.

[Commend, Landis Whistler]
Resolution commending Neighborhood Activist, Landis Whistler, for his many years of dedication and service to the community. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 006-94-057.

[Commend, Scott R. Miller]
Resolution posthumously commending Scott R. Miller for his lifelong activist commitment to the fight against AIDS and urging his Honor, the Mayor, to declare September 25, 1994 "Scott R. Miller Day" in San Francisco. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 006-94-058.

[State Ballot Measure, Opposing Proposition 184]
Resolution opposing Proposition 184 (Three Strikes Initiative) and urging the voters to vote no on Proposition 184. Supervisors Bierman, Migden, Hallinan, Leal, Shelley, Kennedy, Alioto, Hsieh presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 060-94-024.

[Overtime Report, Budget Analyst]
Resolution requesting the Mayor to analyze the Budget Analyst report of September 15, 1994 regarding overtime expenditures to bring about savings in the Fiscal Year 1994-95 Budget and future budgets. Supervisor Conroy presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 165-94-011.

[SamTrans Funds, Reimbursement Agreement]
Resolution agreeing to reimburse SamTrans for San Francisco's share of interest expenses associated with an advance of funds from SamTrans to the Joint Powers Board for Joint Powers Board capital projects (Americans with Disabilities Act projects). Supervisor Hsieh presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 172-94-002.02.

[Coin Change Program, Parking Meters]
Resolution urging the Department of Parking and Traffic to work with merchants and business groups to implement a program to provide change to customers and post signs in shopping districts notifying customers of the program. Supervisor Migden presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 190-94-005.

[The Clothesline Project]
Resolution supporting women who have survived domestic violence and community organizations, including The Clothesline Project, that are working to prevent violence against women. Supervisor Migden presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 235-94-003.

Referred to Committee

[Redevelopment Survey Area, Transbay Bus Terminal]
Resolution designating and describing a survey area within the City and County of San Francisco pursuant to the California Community Redevelopment Law (Transbay Bus Terminal, Beale and Market Streets). Supervisors Hsieh, Migden presented. Referred to Housing and Land Use Committee.

File 256-94-002.

Requests for Hearings:

[Americans With Disabilities Act Compliance, Muni]
Hearing to consider Municipal Railway's compliance with the Americans with Disabilities Act requirements. Supervisor Leal presented. Referred to Health/Public Safety/Environment Committee.

File 007-94-014.

[Geneva Towers, Memorandum of Understanding, HUD]
Hearing to consider the memorandum of understanding Creating a Partnership for Communities joining the United States Department of Housing and Urban Development and the City and County of San Francisco. Supervisors Kennedy, Alioto presented. Referred to Economic Vitality/Social Policy Committee.

File 013-94-029.

[Waiver of Police Fee for Street Fair Rules]
Hearing to consider establishing rules, regulations, standard policy concerning waiver of police fees for street fairs. Supervisor Migden presented. Referred to Rules Committee.

File 097-94-063.

[Federal Grants, Administration, Distribution]
Hearing to consider the administration and distribution of federal grant monies, specifically Target Cities and similar programs. Supervisors Alioto, Leal, Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 146-94-002.01.

[Art Commission Gallery]
Hearing to consider the future of the Art Commission Gallery. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 197-94-005.

[San Francisco Museum, Space, Establish Board]
Hearing to consider whether the space vacated by the Museum of Modern Art can be utilized by the San Francisco Museum and whether to establish a San Francisco Museum Board as an agency of the City and County of San Francisco. Supervisor Maher presented. Referred to Government Efficiency/Labor Committee.

File 197-94-006.

[Municipal Railway Part-time Drivers]
Hearing to consider whether part-time Municipal Railway drivers currently employed by the Municipal Railway can be given preference during recruitment for full-time employment. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee with request it be considered at the October 11, 1994 meeting.

File 222-94-007.

Referred to Board

[Haight Street Fair Police Fee Waiver]
Motion directing the Clerk of the Board of Supervisors to calendar for the October 3, 1994 meeting of the Board of Supervisors the reconsideration of the appeal of the decision of Interdepartmental Staff Committee on Traffic and Transportation denying a requested waiver of the police fees owed to the City and County of San Francisco by the sponsor of the Haight Street Fair (1993 and 1994). Supervisor Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar September 26, 1994.

File 042-94-005.03.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 045-94-052. [Settlement of Litigation, Kathie Mackey] Ordinance authorizing settlement of litigation of Kathie Mackey against the City and County of San Francisco by payment of $17,500. (Superior Court No. 945-357) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-053. [Settlement of Litigation, G. Smith] Ordinance authorizing settlement of litigation of G. Smith against the City and County of San Francisco by payment of $5,775. (Superior Court No. 944-579) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-062. [Conflict of Interest Code, Amendments] Ordinance amending the Conflict of Interest Code of the City and County of San Francisco, as required each two years by State law, to delete various obsolete positions and to add various new positions, and to make other technical changes, by amending many sections of Chapter 58 of the San Francisco Administrative Code. (Clerk of the Board) Referred to Rules Committee.

File 101-94-014. [Appropriation, Bond Issuance Costs, $310,000] Ordinance appropriating $310,000, Offices of the Chief Administrative Officer, City Attorney and Controller, from various bond fund proceeds (1989 and 1990 Earthquake Safety Bonds, 1992 Fire Facility Improvement Bonds and 1994 School Bonds) for bond issuance costs for fiscal year 1994-95. RO #94047 (Controller) Referred to Budget Committee.

File 101-94-015. [Appropriation, Public Library, $2,100,000] Ordinance appropriating $2,100,000, Public Library from 1988 Public Library Improvement Bond interest earnings to capital improvement projects (construction contingency for new Main Library, branch library improvement-Chinatown renovations) for fiscal year 1994-95. RO #94050 (Controller) Referred to Budget Committee.

File 101-94-016. [Revenue/Expenditure Appropriations, Adjustment] Ordinance adjusting revenue and expenditure appropriations for various departments of the General Fund, Senior Citizens Programs Fund, Special Gas Tax and Street Improvement Fund, Road Fund, Recreation and Park Special Revenue Fund, Municipal Railway, San Francisco General Hospital, and Laguna Honda Hospital Operating Funds, reflecting budget adjustments for fiscal year 1994-95. (Controller) Referred to Budget Committee.

File 115-94-008. From City Planning, Oraft amended ordinance entitled "[Single Room Occupancy Living Units] Draft ordinance amending the City Planning Code by amending existing Sections 134, 135, 140, 151, 207.5, 208, 813 through 818 and 890.88; to define Single Room Occupancy Living Units and provide density, rear yard, usable open spaces, dwelling unit exposure and parking regulations for them in the South of Market Base District, to correct provisions of the rear yard requirements inadvertently changed in a previous ordinance and finding that the legislation is consistent with the priority policies of City Planning Code Section 101.1. (City Planning Department) Referred to Housing and Land Use Committee.

File 118-94-003. [Hazardous Materials] Ordinance amending Health Code by amending Sections 1110, 1114, 1115, 1161 and 1176 to exempt specified categories of medical practitioners from registration renewal, and to make technical changes concerning inspection forms and certain fees. (Supervisor Alioto) Referred to Health/Public Safety/Environment Committee

Resolutions Referred to Committee

File 025-94-033. [Prop J Contract, Paratransit Services] Resolution finding that it is economical for the Public Transportation Commission to contract for paratransit services in accordance with Charter Section 8.300-1. (Public Transportation Commission) Referred to Government Efficiency/Labor Committee.

File 032-94-005. [Cable TV Franchise] Resolution approving the recommendations of the Telecommunications Policy Committee concerning revisions to the cable television franchise with Viacom. (Also see File 32-94-4.) (Clerk of the Board) Referred to Government Efficiency/Labor Committee.

File 038-94-014. [Gift Acceptance of 14-Passenger Ford Van] Resolution authorizing the Department of Public Health, CPHS/AIDS, to accept and expend a gift of a 14-passenger Ford van valued at $8,000, from the California Prostitutes Education Program to provide transportation to San Francisco residents who are CPHS Ryan White CARE Program patients; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 047-94-013. [New Parking Rates, Civic Center Garage] Resolution approving new parking rates at the Civic Center Garage. (Department of Parking and Traffic) Referred to Budget Committee.

File 064-94-017. [Lease of Property at 350 Harbor Way, South S.F.] Resolution authorizing a lease of real property at 350 Harbor Way, South San Francisco, for the Airports Commission, San Francisco International Airport. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 093-94-021.01. [Rescind Res. 719-94, Stationary Engineers] Resolution rescinding Resolution No. 719-94 and ratifying Memorandum of Understanding between the International Union of Operating

Engineers, Local 39 and the City and County of San Francisco. (Department of Human Resources). Referred to Government Efficiency/Labor Committee.

File 093-94-030. [MOU, Alternative Fuel Vehicles] Resolution approving a Memorandum of Understanding in support of a regional, coordinated effort to promote the use of alternative fuel vehicles, and the establishment of refueling sites and servicing facilities. (Chief Administrative Officer) Referred to Government Efficiency/Labor Committee.

File 132-94-002. [WritersCorps Program Funds] Resolution authorizing the San Francisco Art Commission to accept and expend $45,000 a year for fiscal years 1994-95, 1995-96, and 1996-97 in associated writing programs funds to facilitate the WritersCorps Program in working with youth in creative writing and arts programming activities; foregoing reimbursement of indirect costs. (Art Commission) Referred to Government Efficiency/Labor Committee.

File 146-94-025. [Private Funding, HIV Vaccine Preparedness Studies] Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend contractual funding in the amount of $558,286, which includes indirect costs of $66,480 based on twenty five percent of salaries from the California Public Health Foundation Enterprises, Inc. to provide research services for HIV Vaccine Preparedness Studies. (Also see File 97-94-56.) (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 161-94-004.01. [Redevelopment Agency Budget Amendment] Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 1994-95. (Also see File 161-94-4, Resolution No. 649-94.) (Redevelopment Agency) Referred to Budget Committee.

File 244-94-003.03. [Presidio, National Park Service Contract] Resolution authorizing the Public Utilities Commission to execute a contract with the National Park Service for the construction of a replacement electrical distribution system and to provide power and utility services for a period of ten years at the Presidio. (Also see Files 244-94-3, 244-94-3.1, 244-94-3.2.) (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that letter of inquiry be sent to General Manager, Public Utilities, to determine the status of the Hetch Hetchy bid to provide electrical power to the Presidio.

By Supervisor Conroy, that letter be sent to General Manager, Water Department, inquiring about the current water levels at Lake Merced and what is planned over the next several months to increase those levels.

By Supervisor Conroy, that letter be sent to Director of the Public Transportation Department urging him to apply to the San Francisco Transportation Authority for funds to combat graffiti and to make improvements in regards to graffiti prevention.

By Supervisor Conroy, that City Attorney prepare amendment to Administrative Code Section 18.13 which would state that all departments with significant overtime expenditures must provide the Board with a biannual analysis justifying the overtime expenditure and analyzing whether the hiring of additional part-time or full-time employees would be more cost effective than current staffing levels and overtime hours.

By Supervisor Conroy, that City Attorney prepare amendment to Administrative Code which would limit permissible voluntary overtime for Muni transit operators to 16 percent of non-overtime hours. (This limit should not pertain to overtime included in regularly scheduled shifts.)

By Supervisor Conroy, that City Attorney prepare resolution which would urge managers and the Employee Relations Division to evaluate memorandum of understandings and more aggressively negotiate terms that affect overtime wages, such as minimum hours for police officers for court appearances and nurses called in on standby, limits on the number of part-time or full-time positions, or seniority sign up for voluntary overtime.

By Supervisor Kennedy, that letter be sent to the San Francisco Unified School Board expressing concern relating to the award of the school milk contract to a non-union, out-of-area company and requesting report on alleged sub-standard wages, working conditions and no known affirmative action program in place by this firm.

By Supervisor Kennedy, that letters be sent to General Manager, Department of Transportation; Executive Officer, Civil Service Commission and the Transport Workers Union notifying them of request for hearing to consider whether part-time Municipal Railway drivers currently employed by the Municipal Railway can be given preference during recruitment for full-time employment which was referred to Economic Vitality/Social Policy Committee's October 11, 1994 meeting and requesting their attendance to address this item.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Dora Jiles (Supervisor Kennedy)
Ray Taylor (Supervisor Kennedy)
Frank Williams (Supervisor Kennedy)
Ethel Lee Wright Smith (Supervisor Kennedy)
Roy Williams (Supervisor Kennedy)

File 2-94-38

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:01 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 11, 1994.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, September 26, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 39

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, September 26, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in special session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Hsieh, Kennedy, Maher - 3.

Quorum present.

Supervisor Hsieh excused, on official leave of absence.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Maher excused, on official leave of absence.

Passed for Second Reading

[Real Property Transfer Tax Decrease]
Ordinance amending Part III, Municipal Code, by amending Section 1102 of the Real Property Transfer Tax Ordinance to decrease the tax rate to $3.40 from $5.00 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed is between $250,000 and $1,000,000 and to $3.75 from $5.00 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed is $1,000,000 and above. (Budget Committee)

File 127-94-005.02, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Passed for Second Reading As Amended

[Revenue & Expenditure Appropriations, Adjustment]
Ordinance adjusting revenue and expenditure appropriations for various departments of the General Fund, Recreation and Park Special Revenue Fund, Municipal Railway and Laguna Honda Operating Funds reflecting budget adjustments for fiscal year 1994-95; placing $500,000 on reserve.

File 101-94-016, Ordinance No.

Supervisor Kaufman, seconded by Supervisor Leal, moved an amendment of the whole entitled, "Ordinance adjusting revenue and expenditure appropriations for various departments of the General Fund, Recreation and Park Special Revenue Fund, Municipal Railway and Laguna Honda Operating Funds, reflecting budget adjustments for fiscal year 1994-95; placing $500,000 on reserve.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

ADJOURNMENT

There being no further business, the Board at the hour of 2:31 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 17, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, September 26, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:14 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Noted absent at first roll call:

Supervisors Hsieh, Kennedy, Maher - 3.

Quorum present.

Supervisor Hsieh excused, on official leave of absence.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Maher excused, on official leave of absence.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kaufman, seconded by Supervisor Leal, moved that the Journal of Proceedings for Wednesday, September 7, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kennedy, Maher, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kaufman, Leal - 3.

CONSENT CALENDAR

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation, Hyun Cho]
Ordinance authorizing settlement of litigation of Hyun Cho against the City and County by payment of $15,000. (City Attorney)

File 45-94-46, Ordinance No.

(Municipal Court No. 97-345)

Passed for second reading.

[Settlement of Litigation, Ebony Jones]
Ordinance authorizing settlement of litigation of Ebony Jones against the City and County by payment of

$6,000. (City Attorney)

File 45-94-47, Ordinance No.

(Superior Court No. 947-476)

Passed for second reading.

[Settlement of Litigation, Steven Godbier]
Ordinance authorizing settlement of litigation of Steven Godbier against the City and County by payment of $30,000. (City Attorney)

File 45-94-48, Ordinance No.

(Superior Court No. 952-760)

Passed for second reading.

[Settlement of Litigation, Resolution Trust Corp.]
Ordinance approving the settlement of litigation of Resolution Trust Corporation, as receiver for Homestead Savings and Loan Association, in the sum of $883,618.51 (consisting of $658,958.41 in tax refunds and $224,660.10 in interest) to be paid in four equal annual installments. (City Attorney)

File 45-94-49, Ordinance No.

(Superior Court No. 956-020)

Passed for second reading.

[Settlement of Litigation, Dorothy Mosley]
Ordinance authorizing settlement of litigation of Dorothy Mosley against the City and County by payment of $9,500. (City Attorney)

File 45-94-50, Ordinance No.

(Superior Court No. 942-017)

Passed for second reading.

[Settlement of Litigation, Stephen Noetzel]
Ordinance authorizing settlement of litigation of Stephen Noetzel against the City and County by payment of $16,626.85. (City Attorney)

File 45-94-51, Ordinance No.

(Superior Court No. 946-764)

Passed for second reading.

[Lawsuit, CCSF v Abdelkader Andrade Contreras]
Ordinance authorizing settlement of City and County v. Abdelkader Andrade Contreras, et al., upon the receipt of the sum of $25,000. (City Attorney)

File 46-94-10, Ordinance No.

(Superior Court No. 959961)

Passed for second reading.

[Lawsuit, Robert Donohue v. Housing Authority]
Ordinance authorizing settlement of Robert Donohue v. San Francisco Housing Authority, et al., upon receipt of the sum of $40,000 and dismissal of complaint. (City Attorney)

File 46-94-11, Ordinance No.

(Superior Court No. 866133)

Passed for second reading.

Adopted

[Prop J Contract, Airport Information Booth]
Resolution approving Controller's certification that Airport Information Booth Program for San Francisco Airport can be practically performed by private contractor at a lower cost for this program than if work was performed by City employees at presently budgeted levels. (Supervisor Hallinan)

File 25-94-30, Resolution No. 838-94

Adopted.

[Gift Acceptance for United Nations Plaza]
Resolution accepting a gift valued at $350,000 for improvements to United Nations Plaza. (Supervisor Alioto)

File 38-94-13, Resolution No. 839-94

Adopted.

[Settlement of Claim, World Savings Loan Association]
Resolution authorizing settlement of unlitigated claim of World Savings and Loan Association, in the sum of $756,922.39 (consisting of $607,555.40 in tax refunds and $149,366.99 in interest) to be paid in four equal annual installments. (City Attorney)

File 48-94-17, Resolution No. 841-94

Adopted.

[Settlement of Claim, Debra Babarsky]
Resolution approving the settlement of the unlitigated claim of Debra Babarsky by payment of $20,000. (City Attorney)

File 48-94-18, Resolution No. 842-94

Adopted.

[Settlement of Claim, Janet Goldstein]
Resolution approving the settlement of the unlitigated claim of Janet Goldstein by payment of $45,000. (City Attorney)

File 48-94-19, Resolution No. 843-94

Adopted.

[State Grant, Solid Waste Facilities and Inspection]
Resolution authorizing Public Health, Bureau of Environmental Health Services, to apply for, retroactively, and accept and expend a grant of $22,004, from the California Integrated Waste Management Board, for the support of the Bureau of Environmental Health Services, Local Enforcement Agency's solid waste facilities permit and inspection program; waiving indirect cost; providing for action previously taken. (Department of Public Health)

File 146-94-23, Resolution No. 856-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

Adopted

[Findings]
Motion adopting findings related to the appeal of the City Planning Commission's disapproval of the Certificate of Appropriateness Application to demolish property located at 126 - 27th Avenue also known as Alfred G. Hanson Residence, Landmark No. 196. (Clerk of the Board)

File 90-94-2.4

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Called from Budget Committee By Supervisors Kaufman, Leal

Finally Passed

[Business and Payroll Expense Tax Amnesty]
Ordinance amending Part III, Municipal Code to establish a tax penalty amnesty program for delinquent payroll expense and business taxes; to increase and add penalties for delinquent payroll expense taxes as of February 1, 1995 and to increase and add penalties for delinquent business taxes as of February 1, 1995. (Supervisors Kaufman, Leal, Conroy, Kennedy)

File 127-93-017, Ordinance No. 339-94

(Amends Section 909.1; Adds Section 1013.1;
Adds Article 17.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation, SEIU Arbitration]
Ordinance authorizing a partial settlement in litigation challenging an Arbitration Award involving employees represented by the Service Employees International Union, AFL-CIO, Local 250, 535 and 790 for the period May 24, 1993 through June 30, 1997. (Supervisor Hallinan)

File 46-94-12, Ordinance No. 340-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Compensation]
Ordinance adopting fiscal provisions contained in a Memorandum of Understanding covering employees of the City and County represented by the Service Employees International Union, AFL-CIO, Locals 250, 535 and 790 for the period of May 24, 1993 through June 30, 1997; companion measure to File 93-94-29. (Department of Human Resources)

File 93-94-29.1, Ordinance No. 341-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

NEW BUSINESS

Recommendations of Budget Committee

Adopted

[MOU, 8302 Deputy Sheriff I]
Resolution ratifying Memorandum of Understanding between the Deputy Sheriff's Association 39 and the City and County. (Supervisors Alioto, Bierman)

File 93-94-28, Resolution No. 852-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Passed for Second Reading

[MOU, 8302 Deputy Sheriff I]
Ordinance setting the salary, benefits and working conditions for the new unrepresented Classification 8302 Deputy Sheriff I; companion measure to File 93-94-28. (Supervisors Alioto, Bierman)

File 93-94-28.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Appropriation, Water Department, $142,011]
Ordinance appropriating $142,011, Water Department, from Water Department Operating Fund Balance, to capital improvement project (Bay Division Pipeline) for fiscal year 1994-95; placing $142,011 on reserve. (Supervisor Alioto)

File 101-94-12, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Appropriation, DPW, $3,835,000]
Ordinance appropriating $3,835,000, Department of Public Works of Special Gas and Road Funds, to finance capital improvement projects (Chinatown Alleyway and Lighting Improvements), for fiscal year 1994-95; placing $3,000,000 on reserve. (Supervisors Hsieh, Alioto, Bierman)

File 101-94-13, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Lease, Polk-Bush Garage with Anin Inc./Pip Printing]
Ordinance approving a lease of commercial space in Polk-Bush Garage to Anin, Inc. dba Pip Printing. (Real Estate Department)

File 47-94-11, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Lease, Polk-Bush Garage with Quetzal Cocoa Company]
Ordinance approving a lease of commercial space in Polk-Bush Garage to Frederick L. Charron, Jr. and Wayne R. Newman, individuals and properties dba "Quetzal Co." (Real Estate Department)

File 47-94-12, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Adopted

[Grant - Federal Funds]
Resolution authorizing the Public Transportation Commission to apply for $9,465,000 of Federal Surface Transportation Program and Congestion Management Air Quality Capital Assistance, and $1,229,915 from various local match sources such as from State Transit Capital Improvement Funds, State Traffic Systems Management Funds, State Urban Rail Bond Funds, State Clean Air and Transportation Improvement Act Bond Funds, State Transit Assistance Funds, Transportation Development Act Funds, Bridge Toll Net Revenues, Regional Measure One Funds, Gas Tax Revenues, Transit Impact Development Fees, San Francisco Municipal Railway Improvement Corporation Funds, and/or San Francisco County Transportation Sales Taxes for five Municipal Railway Projects, including $551,388 of indirect costs. (Public Utilities Commission)

File 94-93-5, Resolution No. 854-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Federal Legislation, S 1822, Telecommunications]
Resolution urging the Senate to adopt the amendments to S 1822 as proposed by the Local Government Coalition which includes the National League of Cities, the National Association of Telecommunications Officers and Advisors (NATOA), the National Association of Governors, the National Association of Counties and the National Council of Mayors, among others. (Supervisor Kennedy)

File 13-94-19, Resolution No. 836-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[MOU, San Francisco Interns and Residents]
Resolution ratifying an agreement to extend the Memorandum of Understanding between the City and County and the S.F. Interns and Residents Association for two additional years. (Department of Human Resources)

File 93-94-26, Resolution No. 851-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Federal Grant, Energy Management Activities]
Resolution authorizing General Manager of Public Utilities Commission to apply for, accept and expend a grant of $100,000, which includes indirect costs of $12,326 based on 20 percent of salaries, from the U.S. Department of Energy and Urban Consortium Energy Task Force; ratification of action previously taken; placing $8,940 on reserve. (Public Utilities Commission)

File 94-94-3, Resolution No. 853-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Traffic Offender Program]
Resolution authorizing the Chief of Police to apply for, retroactively, accept and expend funds in the amount of $331,994.00 for funding from the California Office of Traffic Safety (OTS) for a project entitled "Traffic Offender Program", and waiving indirect costs. (Police Commission)

File 143-94-8, Resolution No. 855-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[State Grant, California Healthcare for Indigents]
Resolution authorizing Public Health to apply for, accept and expend a grant of $9,404,875 for FY 94-95 funding from State Department of Health Services for California Healthcare for Indigents (CHIP) funds for medical services to indigent persons, professional services, medical services contracts, materials and supplies, facilities rental, personal services, and indirect costs of $134,544, based on 1.658646 percent of county hospital and other health services CHIP allocations. (Department of Public Health)

File 146-94-22, Resolution No. 828-94

(Fiscal Impact.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Presidio Sewer Services Agreement Modification]
Resolution authorizing the Chief Administrative Officer to execute an agreement for the payment of $4,000,000 by the Department of the Army to the City for sewer services and construction costs. (Chief Administrative Officer)

File 172-94-33, Resolution No. 804-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Presidio Sewer Service]
Resolution approving agreement between the United States of America, acting by and through the National Park Service, and the City and County acting by and through the Chief Administrative Officer, regarding payment by the Presidio of San Francisco for sewer services. (Supervisor Hallinan)

File 172-94-33.1, Resolution No. 805-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

[Presidio Power Contract]
Resolution authorizing the Public Utilities Commission to execute a contract with the National Park Service for the construction of a replacement electrical distribution system and to provide power and utility services for a period of ten years at the Presidio. (Supervisors Alioto, Shelley, Bierman, Migden)

File 244-94-3.3, Resolution No. 806-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

In connection with the above item, Supervisors Alioto, Shelley, Bierman, Migden requested to be added as co-sponsors.

From Government Efficiency and Labor Committee
Without Recommendation

Adopted

[Prop J Contract, Security Services/25 Van Ness]
Resolution concurring with Controller's certification that security services for 25 Van Ness Avenue can be practically performed by private contractor for lower cost than similar work services performed by City and County employees. (Real Estate Department)

File 25-94-29, Resolution No. 837-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Prop J Contract, Port Security Services]
Resolution concurring with Controller's certification that security services for the Port can be practically performed by private contractor at lower cost than by City and County employees. (Port Commission)

File 25-94-31, Resolution No. 839-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

Recommendations of Rules Committee

Adopted

[Appointment]
Resolution confirming Mayor's appointment to the San Francisco Redevelopment Agency, for term ending September 3, 1998. (Mayor)

File 33-94-5, Resolution No. 808-94

(Benny Yee, vice Leslie Schilling, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointment, Veterans Affairs Commission]
Resolution appointing member to the Veterans Affairs Commission, for unexpired portion of four-year term ending January 31, 1995. (Rules Committee)

File 92-94-7, Resolution No. 845-94

(Ingrid Sarembe, vice Sarah Ann Davis, resigned)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointment, Assessment Appeals Board]
Resolution appointing member to the Assessment Appeals Board, term ending September 30, 1995. (Rules Committee)

File 92-94-15.1, Resolution No. 825-94

(Elizabeth Ann McQuiston, alternate member/hearing officer
Board 2.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointment, Assessment Appeals Board]
Resolution appointing members to the Assessment Appeals Board, terms expired, for three-year terms ending September 30, 1997. (Rules Committee)

File 92-94-39, Resolution No. 826-94

(Samuel Martinez, regular member, board 1;
Robert Reece, alternate member, hearing officer Board 1;
Ermelinda Trevino, alternate member/hearing officer Board 1.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointments, Assessment Appeals Board]
Resolution appointing members to the Assessment Appeals Board. (Rules Committee)

File 92-94-46, Resolution No. 827-94

(Owen Brady, alternate member/hearing officer, term ending September 30, 1997;
Hayes D. Miles, alternate member/hearing officer, term ending September 30, 1996;
John McGary, alternate member/hearing officer, term ending September 30, 1995.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointments, National Blue Ribbon Commission]
Resolution appointing members to the National Blue Ribbon Commission, for the unexpired portion of two-year terms ending June 30, 1995. (Rules Committee)

File 92-94-19, Resolution No. 846-94

(Robert Chan, vice Jim Rivaldo, resigned;
Argentina Davila Luevano, vice Vicki Rega, resigned;
Jim Salinas, vice Sherri Chiesa, resigned;
Michael S.N. Ma, vice Michael Frederickson, resigned;
Carole S. Cullum, vice Laura Hamasaka, resigned;
Sam Lawson, vice Laurence Pelosi, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointments, Park and Open Space Advisory Committee]
Resolution appointing members to the Park and Open Space Advisory Committee, terms expired, for two-year terms ending July 5, 1996. (Rules Committee)

File 92-94-31.2, Resolution No. 847-94

(Katharine Van Rensselaer Webster, vice Alan Weaver;
Julie Viera, vice Teresa Ow-Wing;
Ron Miguel, vice Jill L. Hallinan.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointment, Adult Day Health Care Planning Council]
Resolution appointing members to the Adult Day Health Care Planning Council, for three-year terms ending September 30, 1995. (Rules Committee)

File 92-94-43.1, Resolution No. 848-94

(Thomas Rickert, vice himself, age group;
Annette Williams, vice herself, transportation for senior citizens;
Michael Kwok, vice himself, functionally impaired;
Harry Weinstein, MD, vice himself, Medical Society.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointment, Task Force on Prostitution]
Resolution appointing member to the Task Force on Prostitution, for unexpired portion of one-year term ending March 15, 1995. (Rules Committee)

File 92-94-44, Resolution No. 849-94

(Christine Tayleur, vice Christine Beatty, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Appointments, Joint Task Force on HIV Epidemic]
Resolution appointing members to the Joint Task Force on HIV Epidemic, for unexpired portion of one-year terms ending September 29, 1994; making findings waiving residency requirement for William D. Glenn. (Rules Committee)

File 92-94-45.1, Resolution No. 850-94

(Jason Halverson, vice Melissa Marsh;
William D. Glenn, vice Charles Caulfield.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

[Select Committee on Base Closures]
Motion continuing a Select Committee on Base Closures of the Board of Supervisors to consider the impacts on City services of the closures of the Hunters Point Naval Shipyard, Presidio Army Base and Naval Station Treasure Island and the impacts on City services of the transition of the Presidio Army Base to the National Park Service (extend to October 20, 1997). (Supervisor Shelley)

File 54-94-7

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Hsieh, Kennedy, Leal, Maher - 4.

Conference with Labor Negotiator - Collective Bargaining

Adopted

Motion that the Board of Supervisors convene in closed session with Wendell Pryor, Director of Human Resources, and with Geoffrey Rothman, Employee Relations Director, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions), with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Recess

The Board recessed at the hour of 4:12 p.m. to convene in closed session pursuant to Government Code Section 54957.6 for the purpose of reviewing and instructing the City's designated employee relations representatives regarding salaries and fringe benefits for City employees.

Reconvening of the Board

The Board, at the hour of 4:40 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Migden - 6.

Noted absent:

Supervisors Conroy, Hsieh, Kennedy, Maher, Shelley - 5.

Quorum present.

Supervisor Hsieh excused. (See supra.)

Supervisor Kennedy excused. (See supra.)

Supervisor Maher excused. (See supra.)

Supervisor Shelley was noted present at 4:45 p.m.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with Geoffrey Rothman, Employee Relations Director, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions), with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

The session was informational only and the Board made no motion and no action was taken.

Adopted

Motion that the Board of Supervisors finds that it is in the best interest of the public and elects not to disclose its closed session deliberations in pending employee relations negotiations.

Supervisor Kaufman, seconded by Supervisor Hallinan, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Migden - 6.

Absent: Supervisor Conroy, Hsieh, Kennedy, Maher, Shelley - 5.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Public hearing]
Hearing of all persons interested in or objecting to proposed amendment to approving the Redevelopment Plan for the Western Addition Redevelopment Project Area A-2 in order to (1) extend the time for the duration of the Redevelopment Plan, including the provisions of other documents formulated pursuant thereto, from October 13, 1994 to January 1, 2009; (2) extend the time for incurring project debts to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the Agency from October 13, 2000 to January 1, 2004; (3) extend the time for the Agency to receive allocation of taxes pursuant to Section 33670 of the California Health and Safety Code for the repayment of indebtedness incurred by the Agency from October 13, 1994 to January 1, 2019; (4) extend the time for eminent domain proceedings to acquire property within the project area, from October 13, 1994 to January 1, 2006; and (5) increase the amount of tax increment dollars which may be allocated to the Agency pursuant to Section 33670 of the California Health and Safety Code from $190.3 million to $270 million.

File 11-94-1

The President inquired if anyone present wished to speak.

The privilege of the floor was granted to the following:

Clifford Graves, Director of Redevelopment Agency; Naomi Gray; Ace Washington; Reverend Arnold Townsend; Ray Jones; Shelley Salieri, Dehnert Queen; Wilshank Elsado; Wayne Corn; Robert Speer; Michael Simmons.

From Redevelopment Agency

Passed for Second Reading; Referred to Committee

[Redevelopment Plan Amendment Western Addition A-2]
Ordinance amending Ordinance No. 273-64 amended by Ordinance No. 264-70, amended by Ordinance No. 288-76, amended by Ordinance No. 491-86, amended by Ordinance No. 452-87, amended by Ordinance No. 271-92, approving the Redevelopment Plan for the Western Addition Redevelopment Project Area A-2 by amending said plan in order to (1) extend the time for the duration of the Redevelopment Plan, including the provisions of other documents formulated pursuant thereto, from October 13, 1994 to January 1, 2009; (2) extend the time for incurring project debts to be repaid from the allocation of

taxes pursuant to Section 33670 of the California Health and Safety Code by the Agency from October 13, 2000 to January 1, 2004; (3) extend the time for the Agency to receive allocation of taxes pursuant to Section 33670 of the California Health and Safety Code for the repayment of indebtedness incurred by the Agency from October 13, 1994 to January 1, 2019; (4) extend the time for eminent domain proceedings to acquire property within the project area, from October 13, 1994 to January 1, 2006; and (5) increase the amount of tax increment dollars which may be allocated to the Agency pursuant to Section 33670 of the California Health and Safety Code from $190.3 million to $270 million. (Supervisor Kennedy)

File 11-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

Supervisor Hallinan, seconded by Supervisor Bierman, moved to refer this item to Government Efficiency and Labor Committee with direction to report back October 3, 1994.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Hsieh, Kennedy, Maher - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Father Jim Goode, West Bay Community Center conference;
Shelley Salieri, parking meter coin change program;
Leboria Moore, Alice Griffith Project, San Bruno Jail, marijuana;
Ace Washington, San Francisco Housing Tenants Association, voter registration, Viacom, pressroom use.
Dehnert Queen, public notice requirement, waterfront, Mission Bay.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Alioto on behalf of Supervisor Maher requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Coin Change Program, Parking Meters]
Resolution urging the Department of Parking and Traffic to work with merchants and business groups to implement a program to provide change to customers and post signs in shopping districts notifying customers of the program. (Supervisors Migden, Bierman)

File 190-94-005, Resolution No.

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

At the request of Supervisor Maher, through Supervisor Alioto, subject resolution referred to

Housing and Land Use Committee.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Commend, Health Care Workers Union Local 250]
Resolution congratulating and honoring Health Care Workers Union Local 250 on the occasion of its 60th Anniversary. (Supervisors Alioto, Bierman, Shelley, Kennedy, Leal)

File 006-94-056, Resolution No. 832-94

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

Adopted.

[Commend, Landis Whistler]
Resolution commending Neighborhood Activist, Landis Whistler, for his many years of dedication and service to the community. (Supervisors Shelley, Alioto, Bierman)

File 006-94-057, Resolution No. 833-94

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Commend, Scott R. Miller]
Resolution posthumously commending Scott R. Miller for his lifelong activist commitment to the fight against AIDS and urging his Honor, the Mayor, to declare September 25, 1994 "Scott R. Miller Day" in San Francisco. (Supervisors Alioto, Leal, Migden, Bierman)

File 006-94-058, Resolution No. 834-94

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

Adopted.

In connection with the above item, Supervisors Bierman, Migden requested to be added as co-sponsors.

[State Ballot Measure, Opposing Proposition 184]
Resolution opposing Proposition 184 (Three Strikes Initiative) and urging the voters to vote no on Proposition 184. (Supervisors Bierman, Migden, Hallinan, Leal, Shelley, Kennedy, Alioto, Hsieh)

File 060-94-024, Resolution No. 844-94

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

Adopted.

[Overtime Report, Budget Analyst]
Resolution requesting the Mayor to analyze the Budget Analyst report of September 15, 1994 regarding overtime expenditures to bring about savings in the Fiscal Year 1994-95 Budget and future budgets. (Supervisor Conroy)

File 165-94-011, Resolution No. 857-94

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

Adopted.

[SamTrans Funds, Reimbursement Agreement]

Resolution agreeing to reimburse SamTrans for San Francisco's share of interest expenses associated with an advance of funds from SamTrans to the Joint Powers Board for Joint Powers Board capital projects (Americans with Disabilities Act projects). (Supervisor Hsieh)

File 172-94-002.02, Resolution No. 858-94

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

Adopted.

[The Clothesline Project]
Resolution supporting women who have survived domestic violence and community organizations, including The Clothesline Project, that are working to prevent violence against women. (Supervisors Migden, Leal, Bierman)

File 235-94-003, Resolution No. 859-94

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

Adopted.

In connection with the above item, Supervisors Leal, Bierman requested to be added as co-sponsors.

[Haight Street Fair Police Fee Waiver]
Motion directing the Clerk of the Board of Supervisors to calendar for the October 3, 1994 meeting of the Board of Supervisors the reconsideration of the appeal of the decision of Interdepartmental Staff Committee on Traffic and Transportation denying a requested waiver of the police fees owed to the City and County of San Francisco by the sponsor of the Haight Street Fair (1993 and 1994). (Supervisors Hallinan, Bierman)

File 042-94-005.03

(September 19, 1994 - Introduced in Board for consideration on September 26, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Kennedy, Maher - 4.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-39, Resolution No. 809-94

(Angela Alioto, President, Board of Supervisors, October 4 - 11 and 27 - 30; Willie B. Kennedy, member, Board of Supervisors, October 3 - 5; Lucille Abrahamson, member, Human Rights Commission, September 16 - 23; William Breall, M.D., member, Retirement Board, September 14 - 18; Rebecca Castaneda, D.D.S., member, Health Commission, November 19 - 26 and December 23 - January 2; Carlota del Portillo, SF Unified School District, August 29 - September 4; Patricia E. Evans, M.D., member, Social Services Commission, September 25 - 27 and October 29 - November 3; Katheryn Fong, member, Human Rights Commission, October 2 - 10; Fran A. Streets, member, Library Commission, October 3 - 10; Thomas H. Gee, member, Library Commission, September 18 - 20; Frederick E. Jordan, member, Parking and Traffic Commission, September 12 - 15; Jeanette Lazam, member, Human Rights Commission, September 13 - 18; Calvin Louie, member, Human Rights Commission, September 25 - 27; James Haskell Mayo, II, member, Human Rights Commission, September 16 - 19; Joseph A. Medina, Chief of Fire, October 3 - 10; Patrick A. Murphy, President, Airports Commission, September 20 - 24; John Newlin, Executive Director, September 15 - October 2; Frank O'Neill, member, Port Commission, September 16 - October 2; Cynthia Choy Ong, member, Redevelopment Agency, September 12 - 18; Anthony Ribera, Chief of Police, October 14 - 17;

Doris M. Ward, Assessor, September 15 - 19; Leland Yee, Ph.D, member, SF Unified School District, September 14 - 16, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Leal, Migden, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Kennedy, Maher - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Locking Garbage/Refuse Receptacles]
Ordinance amending Public Works Code Section 170 by adding a new subsection (B) authorizing the Director of Public Works to require locks on refuse containers of commercial establishments in areas open to the public. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the October 11, 1994 meeting.

File 123-94-002.

[Sidewalk Cleaning Required]
Ordinance amending Public Works Code Section 174 to specify that stains and accumulated grime on sidewalks are a nuisance. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the October 11, 1994 meeting.

File 123-94-003.

[Sidewalk Cleanliness Responsibility]
Ordinance amending Public Works Code Sections 174, 174.1, 174.2, 174.3, 174.4 and 174.5 to require that businesses occupying property abutting a public right-of-way maintain said public right-of-way in a clean state. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the October 11, 1994 meeting.

File 123-94-004.

[Business Registration Certificate]
Ordinance amending Part III, Municipal Code, Section 1007 to prohibit the Tax Collector from issuing or renewing business registration certificates where costs and/or charges were assessed under the Public Works Code against a person who failed to abate a nuisance regarding litter or cleanliness of an abutting sidewalk or public right-of-way. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the October 11, 1994 meeting.

File 127-94-011.

[Rename Army Street to Cesar Chavez Boulevard]
Resolution renaming Army Street Cesar Chavez Boulevard in honor of his contributions to farm workers and their families. Supervisors Maher, Leal presented. Referred to Housing and Land Use Committee.

File 075-93-001.01.

Referred to Board

[Proclaim, Gerry Adams Day]
Resolution proclaiming October 5, 1994 as "Gerry Adams Day" in San Francisco. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 004-94-026.

[Proclaim, American Airlines California Day]
Resolution designating October 9, 1994 American Airlines California Mile Day. Supervisor Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 004-94-027.

[Proclaim, Breast Cancer Awareness Month]
Resolution declaring October 1994 Breast Cancer Awareness Month in San Francisco. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 004-94-028.

[Commend, San Francisco Bar Association]
Resolution commending and honoring the Bar Association of San Francisco for establishing its women-owned law firms (WOLF) subcommittee to assist and foster the growth of these firms throughout the region. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 006-94-059.

[Commend, Retired Teachers]
Resolution honoring and commending the three hundred and twelve teachers who recently retired from the San Francisco Unified School District. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 006-94-060.

[Commend, Willie Kee]
Resolution congratulating and commending Mr. Willie Kee for receiving the Lifetime Achievement Award from the Asian American Journalists Association. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 006-94-061.

[Recycling Market Development Zone]
Resolution authorizing Chief Administrative Officer to submit a Recycling Market Development Zone application to the California Integrated Waste Management Board. Supervisor Leal presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 057-94-003.

[The Women's Building]
Resolution urging the Mayor to fully fund the Women's Building when reviewing grant proposals through the Mayor's Office of Community Development for the coming fiscal year. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 079-94-001.

Referred to Committee

[Central Freeway]
Resolution accepting the recommendations of the Department of Parking and Traffic's traffic study, notifying Caltrans of the Board of Supervisors wishes that neither a full retrofit nor demolition of the Central Freeway take place until the feasibility of alternatives has been studied, renaming and expanding the Citizens' Advisory Task Force and endorsing the Department of Parking and Traffic's interim traffic improvements. Supervisors Hallinan, Bierman presented. Referred to Housing and Land Use Committee.

File 085-94-004.

[Sprint Rehiring]
Resolution supporting the efforts of the National Labor Relations Board to seek injunctive relief in federal court to require La Conexion Familiar to reopen its San Francisco facility and rehire those who were terminated when the facility was closed in July shortly before a union representation vote. Supervisors Hallinan, Leal, Alioto presented. Referred to Government Efficiency/Labor Committee.

File 176-94-004.01.

[Community Schools]

Resolution supporting the establishment of community or "beacon" schools in San Francisco and urging participation of the Mayor's Office and citywide departments in coordinated efforts to implement San Francisco community schools. Supervisors Migden, Hallinan, Kaufman, Leal, Bierman presented. Referred to Economic Vitality/Social Policy Committee.

File 211-94-004.

Referred to Board

[Federal Crime Bill Funds, Violence Against Women]
Resolution urging the Mayor to urge the Department of Public Health, in conjunction with the City's Federal lobbyist, to apply for funds allocated in the Federal crime bill in the "violence against women" category. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 235-94-004.

Referred to Committee

[Presidio, Environmental Contamination]
Resolution urging the Army to identify, remediate as quickly and thoroughly as possible, and disclose to the public the extent of the environmental contamination at the Presidio. Supervisors Shelley, Alioto presented. Referred to Select Committee on Base Conversion on the Presidio, Hunters Point Naval Shipyard and Treasure Island.

File 244-94-013.01.

[Loan of Historical Materials]
Substitute resolution confirming the program determined by the Oirector of Purchasing for the disposition of items of historical or archival interest. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 253-94-001.

Request for Hearing:

[Toxic Waste Sites]
Hearing to consider the status and assessment of suspect toxic waste sites in San Francisco as referenced in the Commission on San Francisco's Environment's "Environmental State of the City Report" including, but not limited to, utility plant sites and underground storage tanks. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 252-94-003.01.

Referred to Board

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Alioto, Leal, Bierman, Shelley, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar October 3, 1994.

File 030-94-001.19.

Referred to Committee

[Select Committee on Charter Reform]
Draft motion establishing a Select Committee on Charter Reform. Supervisors Kaufman, Alioto presented. Referred to Rules Committee.

File 054-94-011.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 045-94-054. [Settlement of Litigation, Elise Colman] Ordinance authorizing settlement of litigation of Elise Colman against the City and County of San Francisco by payment of $10,000. (Superior Court No. 926-486) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-062. [Conflict of Interest Code, Amendments] Ordinance amending the Conflict of Interest Code of the City and County of San Francisco, as required each two years by State law, to delete various obsolete positions and to add various new positions, and to make other technical changes, by amending many sections of Chapter 58 of the San Francisco Administrative Code. (Clerk of the Board) Referred to Rules Committee.

File 120-94-001. [Water Conservation Permit Exemption] Ordinance amending Plumbing Code by amending Section 30.2(d) and adding Section 30.2(i), to exempt from permit requirements the replacement of certain water conservation devices and toilets. (Water Department) Referred to Housing and Land Use Committee.

Resolutions Referred to Committee

File 054-94-010. [Meeting Schedule] Substitute resolution entitled "Resolution revising the regular meeting schedule of the Board of Supervisors by cancelling the meetings of November 28, and December 27, 1994, and February 21, 1995, setting the 1995 inaugural meeting on January 9, 1995, and designating office assignment limits and an interim City Hall". (Clerk of the Board) Referred to Rules Committee.

File 093-94-031. [Memorandum of Understanding, Plumbers Local 38] Resolution ratifying Memorandum of Understanding between the United Association of Journeyman and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 and the City and County of San Francisco. (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 146-94-026. [State Grant, Unreimbursed Health Care Costs] Resolution authorizing the Department of Health, Central Office, Community Public Health and Community Mental Health Services, to accept and expend retroactively in fiscal year 1993-94 funds of up to $280,000 which includes indirect costs in the amount of approximately $50,400 based on eighteen percent of the total award from the State Department of Health Services, State Legalization Impact Assistance Grant (SLIAG) for unreimbursed public health care costs of persons who are legalized pursuant to the provisions of the Immigration Reform and control Act (IRCA). (Also see File 146-94-10, Resolution No. 566-94) (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 146-94-027. [Comic Relief Inc. Homeless Grant] Resolution authorizing the Department of Public Health, Homeless Programs, to accept and expend retroactively an augmentation to a grant of $201,495 from Comic Relief, Inc. for health, psychosocial, and clerical support services; waiving indirect costs. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 172-94-034. [1994-95 State Child Care Development Contract] Resolution authorizing the execution of an agreement, retroactive to July 1, 1994, between the City and County of San Francisco and the State of California Department of Education in the amount of $124,761 for participation by the City and County in the State's Child Care and Development Program for fiscal year 1994-95. (Also see File 172-94-5, Resolution No. 218-94.) (Department of Social Services) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Alioto, Hallinan, that City Attorney prepare resolution calling for the City Attorney to examine the issues involved in the City of Santa Cruz vs. Pacific Gas and Electric class action suit and to recommend, if appropriate, for the City and County of San Francisco to join in the class action and provide full legal assistance.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Tomas Fabregas (By the entire Board)
Susan Chavez Hongisto (By the entire Board)
Henry Corbett Tinney (By the entire Board)

File 2-94-39

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:20 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 17, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, October 3, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 40

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 3, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:09 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden - 8.

Noted absent at first roll call:

Supervisors Conroy, Kennedy, Shelley - 3.

Quorum present.

Supervisor Conroy was noted present at 2:11 p.m.

Supervisor Kennedy excused, on official leave of absence.

Supervisor Shelley was noted present at 2:12 p.m.

SPECIAL ORDER 2:00 P.M.

Report Received

Mayor's Annual State of the City message.

File 88-94-1

President Alioto introduced the Honorable Mayor, Frank Jordan.

Mayor Jordan began his annual State of the City message by commenting on the lower crime rates and on various programs in the Police Department, Municipal Railway and Department of Public Health. He mentioned accomplishments, such as, street cleaning, public toilets, homeless program and the matrix program. He spoke of various economic projects which indicates the economy is on the rise and the job outlook promising. The Mayor ended his speech by thanking all the members of the Board of Supervisors. (A copy of the Mayor's full report is on file in the office of the Clerk of the Board of Supervisors.)

Adopted

[Proclaim, Enola Maxwell/Potrero Hill]
Resolution declaring the week of October 2-9, 1994 "Enola Maxwell and Potrero Hill Neighborhood House Week".

File 004-94-029, Resolution No. 831-94

Supervisors Hallinan, Alioto presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Introduction of Guest
Presentation Made

Supervisor Hallinan welcomed and introduced Enola Maxwell for the purpose of presenting her with a Certificate of Honor commemorating her 75th birthday.

There being no objection, Mrs. Maxwell was granted privilege of the floor. She noted that after hearing the Mayor's speech the economy is looking better, crime is down and she hopes that justice and equality will prevail.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Water Department, $142,011]
Ordinance appropriating $142,011, Water Department, from Water Department Operating Fund Balance, to capital improvement project (Bay Division Pipeline) for fiscal year 1994-95; placing $142,011 on reserve. (Supervisor Alioto)

File 101-94-12, Ordinance No. 354-94

(Fiscal Impact.)

Finally passed.

[Appropriation, DPW, $3,835,000]
Ordinance appropriating $3,835,000, Department of Public Works of Special Gas and Road Funds, to finance capital improvement projects (Chinatown Alleyway and Lighting Improvements), for fiscal year 1994-95; placing $3,000,000 on reserve. (Supervisors Hsieh, Alioto, Bierman)

File 101-94-13, Ordinance No. 355-94

(Fiscal Impact.)

Finally passed.

[Memorandum of Understanding, 8302 Deputy Sheriff I]
Ordinance setting the salary, benefits and working conditions for the new unrepresented Classification 8302 Deputy Sheriff I. (Supervisors Alioto, Bierman)

File 93-94-28.1, Ordinance No. 353-94

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation, Hyun Cho]
Ordinance authorizing settlement of litigation of Hyun Cho against the City and County by payment of $15,000. (City Attorney)

File 45-94-46, Ordinance No. 343-94

(Municipal Court No. 97-345)

Finally passed.

[Settlement of Litigation, Ebony Jones]
Ordinance authorizing settlement of litigation of Ebony Jones against the City and County by payment of $6,000. (City Attorney)

File 45-94-47, Ordinance No. 344-94

(Superior Court No. 947-476)

Finally passed.

[Settlement of Litigation, Steven Godbier]
Ordinance authorizing settlement of litigation of Steven Godbier against the City and County by payment of $30,000. (City Attorney)

File 45-94-48, Ordinance No. 345-94

(Superior Court No. 952-760)

Finally passed.

[Settlement of Litigation, Resolution Trust Corp.]
Ordinance approving the settlement of litigation of Resolution Trust Corporation, as receiver for Homestead Savings and Loan Association, in the sum of $883,618.51 (consisting of $658,958.41 in tax refunds and $224,660.10 in interest) to be paid in four equal annual installments. (City Attorney)

File 45-94-49, Ordinance No. 346-94

(Superior Court No. 956-020)

Finally passed.

[Settlement of Litigation, Dorothy Mosley]
Ordinance authorizing settlement of litigation of Dorothy Mosley against the City and County by payment of $9,500. (City Attorney)

File 45-94-50, Ordinance No. 347-94

(Superior Court No. 942-017)

Finally passed.

[Settlement of Litigation, Stephen Noetzel]
Ordinance authorizing settlement of litigation of Stephen Noetzel against the City and County by payment of $16,626.85. (City Attorney)

File 45-94-51, Ordinance No. 348-94

(Superior Court No. 946-764)

Finally passed.

[Lawsuit, CCSF v Abdelkader Andrade Contreras]
Ordinance authorizing settlement of City and County v. Abdelkader Andrade Contreras, et al., upon the receipt of the sum of $25,000. (City Attorney)

File 46-94-10, Ordinance No. 349-94

(Superior Court No. 959961)

Finally passed.

[Lawsuit, Robert Donohue v. Housing Authority]
Ordinance authorizing settlement of Robert Donohue v. San Francisco Housing Authority, et al., upon receipt of the sum of $40,000 and dismissal of complaint. (City Attorney)

File 46-94-11, Ordinance No. 350-94

(Superior Court No. 866133)

Finally passed.

[Lease, Polk-Bush Garage with Anin Inc./Pip Printing]
Ordinance approving a lease of commercial space in Polk-Bush Garage to Anin, Inc. dba Pip Printing. (Real Estate Department)

File 47-94-11, Ordinance No. 351-94

(Fiscal Impact.)

Finally passed.

[Lease, Polk-Bush Garage with Quetzal Cocoa Company]
Ordinance approving a lease of commercial space in Polk-Bush Garage to Frederick L. Charron, Jr. and Wayne R. Newman, individuals and properties dba "Quetzal Co." (Real Estate Department)

File 47-94-12, Ordinance No. 352-94

(Fiscal Impact.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Stop Signs, Various Locations]
Resolution designating certain intersections as "Stop" intersections. (Department of Parking and Traffic)

File 18-94-11, Resolution No. 869-94

(Stop Signs - Establish

Twentieth and Hampshire Streets, northeast and southwest corners, stopping Twentieth Street traffic (makes this an all-way Stop).

Twenty-First and York Streets, northeast and southwest corners, stopping Twenty-First Street traffic (makes this an all-way Stop).

Jerrold Avenue and Mendell Street, southwest corner, stopping Jerrold Street traffic (presently uncontrolled, stops the stem of this T-intersection).

Jennings Street and Hollister Avenue, northeast and southwest corners, stopping Hollister Avenue traffic (makes this an all-way Stop).

Jennings Street and Fitzgerald Avenue, northwest and southeast corners, stopping Jennings Street traffic (makes this an all-way Stop).

Jennings Street and Yosemite Avenue, northwest and southeast corners, stopping Jennings Street traffic (makes this an all-way Stop).

Jennings Street and Underwood Avenue, northwest and southeast corners, stopping Jennings Street traffic.

Newhall Street and Hudson Avenue, northwest and southeast corners, stopping Newhall Street traffic (makes this an all-way Stop).

Seventeenth and Capp Streets, northeast and southwest corners, stopping Seventeenth Street traffic (makes this an all-way Stop).

Twelfth Avenue and Cabrillo Street, northeast and southwest corners, stopping Cabrillo Street traffic (makes this an all-way Stop).

Vermont and Division Streets, southeast corner, stopping Vermont Street traffic (presently uncontrolled, stops the stem of this T-intersection).

Collins and Anza Streets, northwest corner, stopping Collins Street traffic (presently uncontrolled, stops the stem of this T-intersection).

McAllister Street and Parker Avenue, southwest corner, stopping McAllister Street traffic (presently uncontrolled, stops the stem of this T-intersection).

Hill Point and Parnassus Avenues, northwest corner, stopping Hill Point Avenue traffic (presently uncontrolled, stops the stem of this T-intersection).

Jerrold and Donahue Avenues, southwest corner, stopping Jerrold Avenue traffic (presently uncontrolled, stops the stem of this T-intersection).

Bryant Street and Precita Avenue, northeast and southwest corners, stopping Precita Avenue traffic.

Adopted.

[Parking Regulations, Various Locations]
Resolution enacting and rescinding parking regulations at various locations. (Department of Parking and Traffic)

File 19-94-9, Resolution No. 870-94

(Tow-Away, No Parking Anytime - Establish
Larkin Street, west side, from 62 feet to 140 feet south of Bay Street (78-foot zone, replaces existing red zone).

Hemlock Street, south side, from Laguna Street to west terminus (replaces existing "No Parking Anytime").

Parking Meter Area 3 (30-Minute Time Limit, 9 A.M. - 6 P.M., Monday Through Saturday - Extend
Parker Avenue, east side, from Geary Boulevard to 104 feet southerly (104-foot zone, replaces existing green zone with four parking meter stalls).

No Parking Anytime - Rescind
Chumasero Drive, west side, from Galindo Avenue to 155 feet southerly (155-foot zone).

Perpendicular (90-Degree) Parking - Establish
Twenty-Fourth Street, south side, between De Haro and Rhode Island Streets (the north side will be signed for parallel parking only).

Motorcycle Parking - Establish
310 Seventh Street, west side, from 16 feet to 65 feet north of the south property line (49-foot zone).

Adopted.

[Traffic Regulations, Washington/Jones Streets]
Resolution enacting traffic regulations by establishing tow-away, no stopping on Washington Street, south side, from Jones Street to 30 feet westerly (30-foot zone). (Supervisor Alioto)

File 20-94-5.1, Resolution No. 871-94

Adopted.

[Traffic Regulations, Various Locations]
Resolution enacting and rescinding traffic regulations on various locations. (Department of Parking and Traffic)

File 20-94-9, Resolution No. 872-94

(Yield Sign - Establish
Euclid Avenue, eastbound right-turn, at Masonic Avenue.

No Turn on Red - Establish
Third Street, northbound, at Howard Street;

Howard Street, westbound, at Third Street.

No Turn on Red, 6 A.M. - 7 P.M., Monday Through Friday - Establish
Bush Street, eastbound, at Sansome Street.

Tow-Away, No Stopping, 4 P.M. - 6 P.M., Except Saturday and Sunday - Rescind
Tow-Away, No Stopping, 4 P.M. - 7 P.M., Except Saturday and Sunday - Establish
Franklin Street, west side, between Post and Sacramento Streets (extends existing tow-away regulations hours).

No Left-Turn After Candlestick Events - Establish
Gilman Avenue, westbound, at Giants Drive.

No Left-Turn, Except Muni - Establish
Alvarado Street, westbound, at Castro Street.

No Left-Turn, Except Muni - Establish
Powell Street, southbound, at O'Farrell Street;

Howard Street, eastbound, at Eleventh Street.

Right Lane Must Turn Right - Establish
Twenty-Fifth Avenue, southbound, at Lincoln Boulevard.

No U-Turn - Establish
Geneva Avenue, both directions, at London Street;

Lake Merced Boulevard, northbound, at Font Boulevard.

Tow-Away, No Stopping, 7 P.M. - 7 A.M. - Rescind
Merchant Street, between Kearny and Montgomery Streets, north side.

Tow-Away, No Stopping Anytime, Except Taxi - Rescind
Passenger Loading Only - Establish
Howard Street, north side, west of Third Street.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kennedy - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Reconsideration of Mayor's Veto

Adopted

(Mayor's Veto Overridden)

[Real Property Transfer Tax Increase]
Ordinance amending Part III of the Municipal Code by amending Section 1102 of the Real Property Transfer Tax Ordinance to increase the tax rate to $5.00 from $2.50 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed exceeds $250,000. (Supervisor Bierman)

File 127-94-005.01, Ordinance No. 337-94

(September 7, 1994 - Finally Passed.
September 8, 1994 - Returned disapproved by Mayor.
September 19, 1994 - Consideration continued to October 3, 1994.)

The Clerk called the roll on the question "shall the ordinance be adopted notwithstanding the Mayor's veto" and it was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 8.

Noes: Supervisors Conroy, Maher - 2.

Absent: Supervisor Kennedy - 1.

Recommendations of Budget Committee

Finally Passed

[Real Property Transfer Tax Decrease]
Ordinance amending Part III, Municipal Code, by amending Section 1102 of the Real Property Transfer Tax Ordinance to decrease the tax rate to $3.40 from $5.00 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed is between $250,000 and $1,000,000 and to $3.75 from $5.00 for each $500 of consideration or value of the property conveyed for transfers in which the consideration or value of the property conveyed is $1,000,000 and above. (Budget Committee)

File 127-94-5.2, Ordinance No. 338-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 8.

Noes: Supervisors Conroy, Maher - 2.

Absent: Supervisor Kennedy - 1.

[Revenue and Expenditure Appropriations, Adjustment]
Ordinance adjusting revenue and expenditure appropriations for various departments of the General Fund, Recreation and Park Special Revenue Fund, Municipal Railway and Laguna Honda Operating Funds, reflecting budget adjustments for fiscal year 1994-95; placing $500,000 on reserve. (Budget Committee)

File 101-94-16, Ordinance No. 356-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 8.

Noes: Supervisors Conroy, Maher - 2.

Absent: Supervisor Kennedy - 1.

From Redevelopment Agency

Finally Passed

[Redevelopment Plan Amendment Western Addition A-2]
Ordinance amending Ordinance No. 273-64 amended by Ordinance No. 264-70, amended by Ordinance No. 288-76, amended by Ordinance No. 491-86, amended by Ordinance No. 452-87, amended by Ordinance No. 271-92, approving the Redevelopment Plan for the Western Addition Redevelopment Project Area A-2 by amending said plan in order to (1) extend the time for the duration of the Redevelopment Plan, including the provisions of other documents formulated pursuant thereto, from October 13, 1994 to January 1, 2009; (2) extend the time for incurring project debts to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the Agency from October 13, 2000 to January 1, 2004; (3) extend the time for the Agency to receive allocation of taxes pursuant to Section 33670 of the California Health and Safety Code for the repayment of indebtedness incurred by the Agency from October 13, 1994 to January 1, 2019; (4) extend the time for eminent domain proceedings to acquire property within the project area, from October 13, 1994 to January 1, 2006; and (5) increase the amount of tax increment dollars which may be allocated to the Agency pursuant to Section 33670 of the California Health and Safety Code from $190.3 million to $270 million. (Supervisor Kennedy)

File 11-94-1, Ordinance No. 342-94

(September 26, 1994 - Referred to Government Efficiency and Labor Committee with direction to report back to Board on October 3, 1994.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Conroy assumed the Chair.

Recommendation of Government Efficiency and Labor Committee

Adopted

[Reimbursement to Employees]
Resolution authorizing reimbursement for cost of personal property of City and County employees damaged/stolen in the line of duty consisting of 17 claims in the aggregate amount of $2,055.26. (Government Efficiency and Labor Committee)

File 51-94-2, Resolution No. 873-94

(Fiscal Impact.)

(September 19, 1994 - Consideration continued to October 3, 1994.)

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kennedy - 2.

NEW BUSINESS

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading

[HIV Epidemic Joint Task Force, Extend Term]
Ordinance amending Chapter V of the Administrative Code, extending the term of the Joint Task Force on the HIV Epidemic to January 1, 1995. (Supervisors Kaufman, Leal, Alioto)

File 97-94-58, Ordinance No.

(Amending Section 5.165.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kennedy - 2.

Adopted

[MOU, Alternative Fuel Vehicles]
Resolution approving a Memorandum of Understanding in support of a regional, coordinated effort to promote the use of alternative fuel vehicles, and the establishment of refueling sites and servicing facilities. (Chief Administrative Officer)

File 93-94-30, Resolution No. 876-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kennedy - 2.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Acceptance of Roadway, Park Street]
Ordinance accepting roadway, including curbs, of Park Street, between Holly Park Circle and Andover Street. (Department of Public Works)

File 9-94-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kennedy - 2.

[Commercial Water Conservation, Ordinance Amendment]
Ordinance amending Building Code, to provide an exemption from the requirement of installing aerators on sink faucets for health care facilities. (Supervisor Alioto)

File 114-94-5, Ordinance No.

(Amends Section 53B15(b).)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kennedy - 2.

[Residential Water Conservation Ordinance Amendment]
Ordinance amending the Housing Code, to provide a medical exemption from the requirement of installing water conservation devices in residential buildings. (Supervisor Alioto)

File 125-94-1, Ordinance No.

(Amends Section 12A10.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kennedy - 2.

[Candlestick Park Special Sign District]
Ordinance amending City Planning Code, to authorize signs in stadium parking lots within the Candlestick Park area that include general advertising and exceed 200 square feet in area, provided that the signs are designed primarily to be viewed either by patrons within the stadium or by patrons arriving at or departing from the stadium. (Supervisor Alioto)

File 115-94-11, Ordinance No.

(Approved by City Planning Commission Resolution No. 13749.)
(General Rule Exclusion from Environmental Impact Review).)

(Amends Section 608.4.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Kennedy - 2.

The President resumed the Chair.

Adopted

[Flower Market Permit, Approve Sale]
Resolution approving the assignment or sale of the Flower Market Permit identified as "The Stockton Street Flower Market located on the east sidewalk of Stockton Street within 100 feet north of the northerly line of O'Farrell Street" to a qualified permit applicant pursuant to Article 5, Section 161(h) of the Public Works Code. (Supervisors Alioto, Bierman)

File 200-94-3, Resolution No. 877-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

<u>From Housing and Land Use Committee with Recommendation "Do Not Pass"</u>

Consideration Continued

[Final Negative Declaration, 892 Corbett Avenue]
Resolution adopting Final Negative Declaration, finding and determining that the reclassification of property at 892 Corbett Avenue from an RH-1 (House, One-Family) District to an RM-1 (Mixed Residential, Low Density) District, will have no significant impact on the environment, and adopting and incorporating findings of the Final Negative Declaration. (Department of City Planning)

File 36-94-6.1, Resolution No.

Supervisor Hallinan, seconded by Supervisor Hsieh, moved to continue consideration to October 24, 1994.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

[Zoning Map Amendment, 892 Corbett Avenue]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located at 892 Corbett Avenue, Lot 13, in Assessor's Block 2779, from an RH-1 (House, One-Family) District to an RM-1 (Mixed Residential, Low Density) District and adopting findings pursuant to City Planning Code Sections 101.1 and 302(c); companion measure to File 36-94-6.1. (Department of City Planning)

File 36-94-6, Ordinance No.

(Approved by City Planning Commission Resolution No. 13621)

Supervisor Hallinan, seconded by Supervisor Hsieh, moved to continue consideration to October 24, 1994.

Motion to continue consideration adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

SPECIAL ORDER 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing to reconsider the decision of Interdepartmental Staff Committee on Traffic and Transportation (ISCOTT) by its letter dated August 9, 1994 denying the waiver of the Police fees owed to the City and County by the sponsor of the Haight Street Fair 1993 and 1994, in an amount totaling $5,000. (Supervisors Hallinan, Bierman)

File 42-94-5

(Pursuant to Motion File 42-94-5.3 adopted September 26, 1994.)

The Clerk stated that a public hearing on this matter was previously held on August 29, 1994. Similar motions concerning similar street fairs were recently referred to Committee.

There being no objection from the public, Supervisor Hallinan, seconded by Supervisor Kaufman, moved to close the hearing and refer the related two items to Rules Committee.

Motion to close the public hearing adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

From the Board

(Only one of the following two motions should be adopted.)

Referred to Committee

[Findings - Street Fair Police Fee Waiver]
Motion affirming the decision of ISCOTT and denying the waiver of the police fees owed to the City and County by the sponsor of the Haight Street Fair, 1993 and 1994, in the amount of $5,000. (Supervisor Hallinan)

File 42-94-5.4

Supervisor Hallinan, seconded by Supervisor Kaufman, moved to refer the above item to Rules Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

[Findings - Street Fair Police Fee Waiver]
Motion reversing the decision of ISCOTT and granting the waiver of the police fee owed to the City and County by the sponsor of the Haight Street Fair, 1993 and 1994, in the amount of $5,000. (Supervisor Hallinan)

File 42-94-5.5

Supervisor Hallinan, seconded by Supervisor Kaufman, moved to refer the above item to Rules Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Kennedy - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley Salieri, women returning from jail conference;
Male speaker, Food Not Bombs video showing;
Bill, Boy Scouts of America;
Kathy Perry, Geneva Towers.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Proclaim, Gerry Adams Day]
Resolution proclaiming October 5, 1994 as "Gerry Adams Day" in San Francisco. (Supervisors Shelley, Migden, Bierman, Leal)

File 004-94-026, Resolution No. 830-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

In connection with the above item, Supervisors Migden, Bierman, Leal requested to be added as co-sponsors.

[Proclaim, American Airlines California Day]
Resolution designating October 9, 1994 American Airlines California Mile Day. (Supervisor Hallinan)

File 004-94-027, Resolution No. 864-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

[Proclaim, Breast Cancer Awareness Month]
Resolution declaring October 1994 Breast Cancer Awareness Month in San Francisco. (Supervisors Shelley, Alioto, Bierman, Kaufman, Conroy)

File 004-94-028, Resolution No. 865-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

In connection with the above item, Supervisors Bierman, Kaufman, Conroy requested to be added as co-sponsors.

[Commend, San Francisco Bar Association]
Resolution commending and honoring the Bar Association of San Francisco for establishing its women-owned law firms (WOLF) subcommittee to assist and foster the growth of these firms throughout the region. (Supervisors Conroy, Alioto)

File 006-94-059, Resolution No. 866-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

[Commend, Retired Teachers]
Resolution honoring and commending the three hundred and twelve teachers who recently retired from the San Francisco Unified School District. (Supervisors Conroy, Alioto, Bierman, Kaufman)

File 006-94-060, Resolution No. 867-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

In connection with the above item, Supervisors Bierman, Kaufman requested to be added as co-sponsors.

[Commend, Willie Kee]
Resolution congratulating and commending Mr. Willie Kee for receiving the Lifetime Achievement Award from the Asian American Journalists Association. (Supervisor Alioto)

File 006-94-061, Resolution No. 868-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

[Recycling Market Development Zone]
Resolution authorizing Chief Administrative Officer to submit a Recycling Market Development Zone application to the California Integrated Waste Management Board. (Supervisor Leal)

File 057-94-003, Resolution No. 874-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

[The Women's Building]
Resolution urging the Mayor to fully fund the Women's Building when reviewing grant proposals through the Mayor's Office of Community Development for the coming fiscal year. (Supervisors Conroy, Alioto, Bierman, Kaufman, Leal)

File 079-94-001, Resolution No. 875-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

In connection with the above item, Supervisors Bierman, Kaufman, Leal requested to be added as co-sponsors.

[Federal Crime Bill Funds, Violence Against Women]
Resolution urging the Mayor to urge the Department of Public Health, in conjunction with the City's Federal lobbyist, to apply for funds allocated in the Federal crime bill in the "violence against women" category. (Supervisors Conroy, Alioto, Bierman)

File 235-94-004, Resolution No. 878-94

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisors Alioto, Leal, Bierman, Shelley, Migden)

File 030-94-001.19

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

[Condominium Project, 1487 Greenwich Street]
Motion approving final map of 1487 Greenwich Street, a Condominium Project, being a resubdivision of Lot 15B in Assessor's Block 523, and adopting findings pursuant to City Planning Code Section 101.1(b). (Department of Public Works)

File 58-94-15

(September 26, 1994 - Introduced in Board for consideration on October 3, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Migden, Shelley - 7.

Absent: Supervisors Conroy, Kennedy, Leal, Maher - 4.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-40, Resolution No. 829-94

(Angela Alioto, President, Board of Supervisors, October 4 - 12; J. Stanley, Mattison, Vice President, Airports Commission, October 5 - 9; Edwin Lee, Director, Human Rights Commission, September 27 - October 6, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Kennedy, Maher - 3.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the following motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]
Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leal, seconded by Supervisor Kaufman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Kennedy, Maher - 3.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leal, seconded by Supervisor Kaufman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Kennedy, Maher - 3.

[Imperative Resolutions, if any]

Adopted

[Commend, Leonard A. Simpson Day]
Resolution commending Dr. Leonard A. Simpson, M.D. for his outstanding leadership, contributions and support of direct action in the fight against AIDS which is being recognized by the Treatment Issues Committee of ACT-UP Golden Gate and designating October 9, 1994 as Leonard A. Simpson Day in San Francisco.

File 006-94-062, Resolution No. 835-94

Supervisor Leal presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Kennedy, Maher - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Assessment Appeals Board Assignments]
Substitute ordinance amending Administrative Code Sections 2B.10, 2B.11 and 2B.13 to correct a typographical error and to provide that a refund of the hearing fee will be given only if the Assessment Appeals Board reduces the value of the property to the applicant's opinion of value as stated in their original application and only if the applicant applies to the Board for a refund within 30 days following the Board's decision; to provide that a single findings of fact fee shall be due for a single appraisal unit; and to allow Assessment Appeals Board No. 1 to hear appeals of all types, to allow Assessment Appeals Board No. 2 to hear appeals involving property on the unsecured roll assessed at $75,000 or less, and to allow members of one assessment appeals board to serve on the other board in

conformance with state law. Supervisor Kaufman presented. Referred to Government Efficiency/Labor Committee.

File 097-94-059.

[Lobbyist Reporting Requirements]
Ordinance amending Administrative Code Sections 16.526 and 16.532 relating to the reporting requirements of lobbyists. Supervisors Hallinan, Alioto presented. Referred to Government Efficiency/Labor Committee.

File 097-94-066.

[Park Code Amendment, Yerba Buena Gardens]
Substitute draft ordinance amending Park Code by amending Section 2.01 and adding Article 10, Sections 10.01 through 10.04 to extend the Park Code with certain modifications to the Yerba Buena Gardens and authorizing the Redevelopment Agency to set rules and issue permits for Yerba Buena Gardens. Supervisor Bierman presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the October 11, 1994 meeting.

File 119-94-001.

Referred to Board

[Commend, Philip Aissen]
Resolution commending Philip Aissen for his dedication to the Real Estate Department and to the people of the City and County of San Francisco. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 11, 1994.

File 006-94-063.

[Street Closing, Waiving of Fees]
Resolution waiving the requirement that applicant for closure of portions of Castro, Market, Noe, 16th, 17th and 18th Streets on Monday, October 31, 1994, for the Annual Castro Halloween Celebration provide insurance and waiving requirement for payment of fees to the City. Supervisors Migden, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 11, 1994.

File 042-94-008.

[Franchise Tax Board, Child Support Garnishment]
Resolution urging the District Attorney to utilize a new state program allowing referral of delinquent child support cases to the Franchise Tax Board to garnish wages and seize assets. Supervisors Leal, Maher, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 11, 1994.

File 012-94-033.

Referred to Committee

[Safe Streets Now, Narcotics Forfeiture Fund]
Resolution creating the "Safe Streets Now" program to assist community groups in bringing actions in Small Claims Court against property owners responsible for the ownership, operation or maintenance of drug houses and urging the Mayor to set aside money from the Narcotics Forfeiture Fund to provide for this program. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-007.01.

[Crime Stoppers]
Resolution establishing the "Crime Stoppers" program in San Francisco to partner the efforts of concerned residents, law enforcement agencies and the news media to reduce crime and improve the quality of life in San Francisco. Supervisors Shelley, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-014.

Requests for Hearings:

[Street Name Change, Penny Lane]
Hearing to consider naming an unnamed alley in the Glen Park neighborhood to Penny Lane. Supervisor

Leal presented. Referred to Housing and Land Use Committee with request it be considered at the November 17, 1994 meeting.

File 075-94-002.

[Certification Process, MBE/WBE]
Hearing to consider the certification process for minority business enterprises/women business enterprises. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 097-94-067.

["Deadbeat" Parents, Child Support]
Hearing to consider the topic of deadbeat parents (child support) and the financial impact that they have on the City. Supervisor Conroy presented. Referred to Economic Vitality/Social Policy Committee.

File 107-94-006.

[Code Enforcement Task Force Report]
Hearing to consider the Code Enforcement Task Force Report and recommendations. Supervisor Kaufman presented. Referred to Housing and Land Use Committee.

File 200-94-005.

[San Francisco Providing Power to its Residents]
Hearing to consider feasibility of San Francisco providing power to its residents. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the November 22, 1994 meeting.

File 225-94-002.

[National Park Service, PG&E Bid Award]
Hearing to consider the National Park Service's bid award to Pacific Gas and Electric Company. Supervisors Alioto, Migden, Shelley presented. Referred to Health/Public Safety/Environment Committee with request it be considered at the November 22, 1994 meeting.

File 244-94-003.04.

[Toxic Clean-up Programs, Base Closures]
Hearing to consider the status of toxic clean-up programs as well as the work of Restoration Advisory Boards (RAB'S) for Hunters Point Naval Shipyard, Naval Station Treasure Island and Presidio National Park. Supervisors Shelley, Alioto presented. Referred to Select Committee on Base Conversion of the Presidio, Hunters Point Naval Shipyard and Treasure Island.

File 244-94-018.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 027-94-015. [Airport, Concession Lease] Ordinance approving the "North Terminal Hub Principal Concession Lease" between Host International, Inc. and the City and County of San Francisco acting by and through its Airports Commission. (Airports Commission) Referred to Government Efficiency/Labor Committee.

File 045-94-055. [Settlement of Litigation, Carol A. Molnar] Ordinance authorizing settlement of litigation of Carol A. Molnar against the City and County of San Francisco by payment of $19,000. (Superior Court No. 944-657) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-056. [Settlement of Litigation, Renee Hicks] Ordinance authorizing settlement of litigation of Renee Hicks against the City and County of San Francisco by payment of $25,000. (Superior Court No. 946-701) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-057. [Settlement of Litigation, Bruce Mansell] Ordinance authorizing settlement of litigation of Bruce Mansell against the City and County of San Francisco by payment of $8,800. (Superior Court No. 954-398) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-065. [Department of Social Services Membership] Ordinance amending Administrative Code by amending Section 16.6-11 to provide for Department of Social Services membership in the San Francisco

Chamber of Commerce. (Department of Social Services) Referred to Government Efficiency/Labor Committee.

File 124-94-014. [Residential Parking Permits, Vanpool Vehicles] Ordinance amending Traffic Code by amending Section 308 thereof, to authorize the issuance of Residential Parking Permits for vanpool permits. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 164-94-002.01. [18th & Arkansas Streets, Vacation of Sewer Easement] Ordinance ordering the vacation of a portion of a public sewer and drainage easement located with Block 4034, Lot No. 4 and conveying the City's interest to the property owner in exchange for a new easement and adopting findings that the vacation is consistent with the City's Master Plan and eight priority policies of City Planning Code Section 101.1; companion measure to File 164-94-2. (Real Estate Department) Referred to Housing and Land Use Committee.

Resolutions Referred to Committee

File 038-94-015. [Acceptance of Gifts for Recreation & Park] Resolution accepting two gifts valued at $42,500, for use by the Recreation and Park Department. (Recreation and Park Commission) Referred to Government Efficiency/Labor Committee.

File 047-94-014. [Parking Rate Change, St. Mary's Square Garage] Resolution approving rate increases at the St. Mary's Square Garage. (Department of Parking and Traffic) Referred to Budget Committee.

File 048-94-020. [Settlement of Claim, Anita Allison] Resolution approving settlement of the unlitigated claim of Anita Allison by payment of $20,000. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 052-94-002.04. [Lighting Assessment District] Resolution approving the "Post-Top Alternative" Engineer's Report prepared and filed by the Deputy Director in the formation proceedings for Assessment District No. 92-2, pursuant to Article I of Chapter 2 of the Landscaping and Lighting Act of 1972, as adopted by Article 6.1, Subarticle VIII, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code) for the purposes of installing street lighting in the Dolores Heights District and rescinding Resolution No. 697-94; companion measure to Files 52-94-2, 52-94-2.1, 52-94-2.2, 52-94-2.3, and 52-94-2.5. (Also see Files 52-92-6, 52-92-6.1, 52-93-1 and 52-93-1.1) (Department of Public Works) Referred to Housing and Land Use Committee.

File 052-94-002.05. [Lighting Assessment District] Resolution approving "Standard Alternative" Engineer's Report prepared and filed by the Deputy Director in the formation proceedings for Assessment District No. 92-2, pursuant to Article 1 of Chapter 2 of the Landscaping and Lighting Act of 1972, as adopted by Article 6.1, Subarticle VIII, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code) for the purposes of installing street lighting in the Dolores Heights District and rescinding Resolution No. 697-94; companion measure to Files 52-94-2, through 52-94-2.4. (Also see Files 52-92-6, 52-92-6.1, 52-93-1 and 52-93-1.1) (Department of Public Works) Referred to Housing and Land Use Committee.

File 064-94-018. [Lease Extension, 100 McAllister Street] Resolution authorizing extension of lease of real property at 100 McAllister Street, required by the Public Transportation Commission. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 089-94-016. [SDI Coverage, Classification 0585] Resolution authorizing enrollment of Classification 0585, Manager of Budget and Administration, in the State Disability Program. (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 115-94-008.01. [Final Negative Declaration, Single Room Occupancy] Resolution adopting Final Negative Declaration, finding and determining that amending various sections of the City Planning Code to define Single Room Occupancy (SRO) living units and provide density, rear yard, usable open space, dwelling unit exposure and parking regulations for them in the South of Market Base District (Project) will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration; companion measure to File 115-94-8. (Department of City Planning) Referred to Housing and Land Use Committee.

File 146-94-028. [Surveillance of Falls in the Elderly] Resolution authorizing the Department of Public Health Services, Bureau of Health Promotion, to apply retroactively for a grant of $123,534, which includes indirect costs in the amount of $17,296, based on twenty five percent of salaries from the UCSF Injury Center for a population-based surveillance of falls in the elderly in San Francisco; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 148-94-006. [Federal/State Funds - Embarcadero Freeway, Separator] Resolution authorizing the Director of Public Works to accept and expend $2,535,103 million of Federal and State funds to complete planning, preliminary engineering, and environmental review of the replacement alternatives to the Embarcadero Freeway and the Terminal Separator Structure, waiving indirect costs. (Also see Files 148-91-9, Res. No. 575-91; 85-93-1, Res. No. 658-93.) (Department of Public Works) Referred to Government Efficiency/Labor Committee.

File 164-94-002. [18th & Arkansas Sts., Vacation of Sewer Easement] Resolution declaring intention of

the Board of Supervisors to vacate and exchange a portion of a public sewer and drainage easement located within Block 4034, Lot No. 4 for a new easement and setting the hearing date for all persons interested in the proposed vacation; and adopting findings that the vacation is consistent with the City's Master Plan and eight priority policies of City Planning Code Section 101.1; companion measure to File 164-94-2.1. (Real Estate Department) Referred to Housing and Land Use Committee.

File 172-94-D35. [Claims Submission, Reprocessing, and Managed Care] Resolution approving the contract between the City and County of San Francisco, Department of Public Health, and Health Management Systems, Inc., to provide electronic claims submission, retroactive claims reprocessing services and managed care consulting services. (Also see File 172-94-21.) (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 172-94-D36. [Lease Agreement, Recreation and Park] Resolution authorizing a lease agreement of real property for the Recreation and Park Department, located on Merced Heights contiguous to existing Brooks Park, identified as City and County of San Francisco Assessor's Block 7073, Lot 50; Block 7074, Lot 49; and Block 7075, Lot 56 for open space purposes and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kaufman, that City Attorney prepare legislation which would incorporate recommendations contained in the Code Enforcement Task Force Report. File 200-94-5.

By Supervisors Migden, Shelley, Alioto that City Attorney draft letters from the Clerk of the Board to the National Park Service and Pacific Gas and Electric Company requesting a copy of PG&E's proposal to supply electricity to the Presidio, pursuant to the Freedom of Information Act, where appropriate. File 244-94-3.4.

By Supervisor Conroy, that City Attorney explore and report back on any opportunities for the City to pursue unpaid child support and any actions the City can take against "deadbeat" parents. File 107-94-6.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Jack Edwards (By the entire Board)
Allen Wilson Adams (Supervisor Kennedy)
Gladys Brown Dossee (Supervisors Conroy, Maher)
Edith Myers (Supervisor Conroy)

File 2-94-40

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:52 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 24, 1994.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Tuesday, October 11, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 41

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 11, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date.

CALLING THE ROLL

In the absence of President Angela Alioto, the meeting was called to order at 2:03 p.m. by the Clerk. On call of the roll, the following Supervisors were noted present:

Supervisors Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 6.

Noted absent at first roll call:

Supervisors Alioto, Bierman, Conroy, Maher, Shelley - 5.

Quorum present.

Supervisor Alioto excused, on official leave of absence.

Supervisor Bierman was noted present at 2:04 p.m.

Supervisor Conroy was noted present at 2:22 p.m.

Supervisor Maher was noted present at 2:18 p.m.

Supervisor Shelley was noted present at 2:15 p.m.

Election of President Pro Tempore

Following roll call of attendance by the Clerk, Supervisor Kennedy, seconded by Supervisor Leal, moved that Supervisor Hsieh be appointed President Pro Tempore.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Alioto, Conroy, Maher, Shelley - 4.

Supervisor Hsieh thereupon assumed the Chair.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Monday, September 12 and 19, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Alioto, Conroy, Maher, Shelley - 4.

CONSENT CALENDAR

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation, Kathie Mackey]
Ordinance authorizing settlement of litigation of Kathie Mackey against the City and County by payment of $17,500. (City Attorney)

File 45-94-52, Ordinance No.

(Superior Court No. 945-357)

Passed for second reading.

[Settlement of Litigation, G. Smith]
Ordinance authorizing settlement of litigation of G. Smith against the City and County by payment of $5,775. (City Attorney)

File 45-94-53, Ordinance No.

(Superior Court No. 944-579)

Passed for second reading.

[Settlement of Litigation, Elise Colman]
Ordinance authorizing settlement of litigation of Elise Colman against the City and County by payment of $10,000. (City Attorney)

File 45-94-54, Ordinance No.

(Superior Court No. 926-486)

Passed for second reading.

Adopted

[Comic Relief, Inc. Homeless Grant]
Resolution authorizing the Department of Public Health, Homeless Programs, to accept and expend retroactively an augmentation to a grant of $201,495 from Comic Relief, Inc. for health, psychosocial, and clerical support services; waiving indirect costs. (Supervisor Alioto)

File 146-94-27, Resolution No. 891-94

Adopted.

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[HIV Epidemic Joint Task Force, Extend Term]
Ordinance amending Chapter V of the Administrative Code, extending the term of the Joint Task Force on the HIV Epidemic to January 1, 1995. (Supervisors Kaufman, Leal, Alioto)

File 97-94-58, Ordinance No. 358-94

(Amending Section 5.165.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Acceptance of Roadway, Park Street]
Ordinance accepting roadway, including curbs, of Park Street, between Holly Park Circle and Andover Street. (Department of Public Works)

File 9-94-3, Ordinance No. 357-94

Finally passed.

[Commercial Water Conservation, Ordinance Amendment]
Ordinance amending Building Code, to provide an exemption from the requirement of installing aerators on sink faucets for health care facilities. (Supervisor Alioto)

File 114-94-5, Ordinance No. 360-94

(Amends Section 53B15(b).)

Finally passed.

[Residential Water Conservation Ordinance Amendment]
Ordinance amending the Housing Code, to provide a medical exemption from the requirement of installing water conservation devices in residential buildings. (Supervisor Alioto)

File 125-94-1, Ordinance No. 361-94

(Amends Section 12A10.)

Finally passed.

[Candlestick Park Special Sign District]
Ordinance amending City Planning Code, to authorize signs in stadium parking lots within the Candlestick Park area that include general advertising and exceed 200 square feet in area, provided that the signs are designed primarily to be viewed either by patrons within the stadium or by patrons arriving at or departing from the stadium. (Supervisor Alioto)

File 115-94-11, Ordinance No. 360-94

(Approved by City Planning Commission Resolution No. 13749.)
(General Rule Exclusion from Environmental Impact Review).)

(Amends Section 608.4.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Alioto, Conroy, Maher, Shelley - 4.

REGULAR CALENDAR

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Bond Issuance Costs, $310,000]
Ordinance appropriating $310,000, Offices of the Chief Administrative Officer, City Attorney and Controller, from various bond fund proceeds (1989 and 1990 Earthquake Safety Bonds, 1992 Fire Facility Improvement Bonds and 1994 School Bonds) for bond issuance costs for fiscal year 1994-95. (Controller)

File 101-94-14, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Alioto, Conroy, Maher, Shelley - 4.

[Appropriation, Public Library]
Ordinance appropriating $1,700,000 from 1988 Public Library Improvement Bond interest earnings to capital improvement projects (construction contingency for branch library improvement - Chinatown renovations) for the Public Library for fiscal year 1994-95. (Supervisor Hsieh, Alioto, Bierman)

File 101-94-15, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Alioto, Conroy, Maher, Shelley - 4.

Adopted

[Administrative Fee - Towing of Vehicles]
Resolution approving a fee of One Hundred Fifty Dollars ($150.00) proposed by the Chief of Police to reimburse the Police Department for removal of vehicles impounded as part of an enforcement program funded by a grant from the Office of Traffic Safety as specified in Traffic Code Section 170.2A; and providing for annual review by the Board of Supervisors and possible adjustment of this fee. (Police Commission)

File 124-94-10, Resolution No. 887-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Alioto, Conroy, Maher, Shelley - 4.

[Redevelopment Agency Budget Amendment]
Resolution approving an amendment to the budget of the Redevelopment Agency of the City and County for fiscal year 1994-95 (to provide staff support for the Housing Opportunities for Persons with AIDS program). (Supervisor Alioto)

File 161-94-4.1, Resolution No. 892-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Alioto, Conroy, Maher, Shelley - 4.

["Open Space" Acquisition, Mullen/Peralta Property]
Resolution authorizing purchase agreement for acquisition of real property located in Bernal Heights generally described as the Mullen Peralta site, identified as City and County of San Francisco Assessor's Block 5538, Lots 14, 23, and 28 for open space purposes and adopting findings pursuant to City Planning Code Section 101.1. (Supervisors Hsieh, Bierman, Leal)

File 168-94-1.1, Resolution No. 893-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Alioto, Conroy, Maher, Shelley - 4.

In connection with the above item, Supervisor Leal requested to be added as co-sponsor.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Campaign Contribution Cap]
Ordinance amending Administrative Code, relating to limits on contributions to controlled ballot measure committees. (Supervisors Hallinan, Leal, Alioto, Shelley)

File 97-94-57, Ordinance No.

(Amends Section 16.503 and Adds Section 16.508-1.)

Passed for second reading by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

In connection with the above item, Supervisors Alioto, Shelley requested to be added as co-sponsors.

Adopted

[Prop J Contract, Paratransit Services]
Resolution finding that it is economical for the Public Transportation Commission to contract for paratransit services in accordance with Charter Section 8.300-1. (Public Transportation Commission)

File 25-94-33, Resolution No. 883-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Conroy - 2.

[Lease of Property at 350 Harbor Way, South S.F.]
Resolution authorizing a lease of real property at 350 Harbor Way, South San Francisco, for the Airports Commission, San Francisco International Airport. (Real Estate Department)

File 64-94-17, Resolution No. 884-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Conroy - 2.

[Memorandum of Understanding, Stationary Engineers Local 39]
Resolution rescinding Resolution No. 719-94 and ratifying Memorandum of Understanding between the International Union of Operating Engineers, Stationary Local 39 and the City and County. (Department of Human Resources)

File 93-94-21.1, Resolution No. 885-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Memorandum of Understanding, Plumbers Local 38]
Resolution ratifying Memorandum of Understanding between the United Association of Journeyman and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 and the City and County. (Department of Human Resources)

File 93-94-31, Resolution No. 886-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[WritersCorps Program Funds]
Resolution authorizing the Art Commission to accept and expend $45,000 a year for a total of $135,000 for fiscal years 1994-95, 1995-96, and 1996-97 in associated writing programs funds to facilitate the

WritersCorps Program in working with youth in creative writing and arts programming activities; foregoing reimbursement of indirect costs; providing for ratification of action previously taken; placing $90,000 on reserve. (Art Commission)

File 132-94-2, Resolution No. 888-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Private Funding, HIV Vaccine Preparedness Studies]
Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend contractual funding in the amount of $558,286, which includes indirect costs of $66,480 based on twenty five percent of salaries from the California Public Health Foundation Enterprises, Inc. to provide research services for HIV Vaccine Preparedness Studies; authorizing the Department of Public Health to enter into a subcontract agreement with California Public Health Foundation Enterprises, Inc. to provide services from November 1, 1994 to September 30, 1995. (Supervisor Alioto)

File 146-94-25, Resolution No. 889-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[State Grant, Unreimbursed Health Care Costs]
Resolution authorizing the Department of Public Health, Central Office, Community Public Health and Community Mental Health Services, to accept and expend retroactively in fiscal year 1993-94 funds of up to $280,000, which include indirect costs in the amount of approximately $50,400 based on eighteen percent of the total award from the State Department of Health Services, State Legalization Impact Assistance Grant (SLIAG) for unreimbursed public health care costs of persons who are legalized pursuant to the provisions of the Immigration Reform and Control Act (IRCA). (Supervisor Alioto)

File 146-94-26, Resolution No. 890-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Alioto, Shelley - 2.

[1994-95 State Child Care Development Contract]
Resolution authorizing the execution of an agreement, retroactive to July 1, 1994, between the City and County and the State of California Department of Education in the amount of $124,761 for participation by the City and County in the State's Child Care and Development Program for fiscal year 1994-95. (Department of Social Services)

File 172-94-34, Resolution No. 894-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

[Sprint Rehiring]
Resolution supporting the efforts of the National Labor Relations Board to seek injunctive relief in Federal Court to require La Conexion Familiar to reopen its San Francisco facility and rehire those who were terminated when the facility was closed in July shortly before a union representation vote. (Supervisors Hallinan, Leal, Alioto, Shelley, Bierman, Migden)

File 176-94-4.1, Resolution No. 895-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Alioto, Conroy - 2.

In connection with the above item, Supervisors Shelley, Bierman, Migden requested to be added as co-sponsors.

[Loan of Historical Materials]
Resolution confirming the program determined by the Director of Purchasing for the disposition of items of historical or archival interest. (Supervisor Hallinan)

File 253-94-1, Resolution No. 896-94

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Alioto - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, transportation, ball park, sports area;
Kathy Perry, Geneva Towers.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Kennedy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Consideration Continued

[Street Closing, Waiving of Fees]
Resolution waiving the requirement that applicant for closure of portions of Castro, Market, Noe, 16th, 17th and 18th Streets on Monday, October 31, 1994, for the Annual Castro Halloween Celebration provide insurance and waiving requirement for payment of fees to the City. (Supervisors Migden, Alioto)

File 042-94-008, Resolution No.

(October 3, 1994 - Introduced in Board for consideration on October 11, 1994.)

Supervisor Leal, seconded by Supervisor Bierman, moved to continue consideration to October 17, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Alioto, Migden - 2.

The Board thereupon resumed its consideration of the following items on the For Adoption Without

Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Commend, Philip Aissen]
Resolution commending Philip Aissen for his dedication to the Real Estate Department and to the people of the City and County of San Francisco. (Supervisor Alioto)

File 006-94-063, Resolution No. 860-94

(October 3, 1994 - Introduced in Board for consideration on October 11, 1994.)

Adopted.

[Franchise Tax Board, Child Support Garnishment]
Resolution urging the District Attorney to utilize a new state program allowing referral of delinquent child-support cases to the Franchise Tax Board to garnish wages and seize assets. (Supervisors Leal, Maher, Alioto)

File 012-94-033, Resolution No. 882-94

(October 3, 1994 - Introduced in Board for consideration on October 11, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Alioto, Maher, Migden - 3.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-41, Resolution No. 861-94

(Willie B. Kennedy, member, Board of Supervisors, December 1 - 4; V.C. Gee, Commissioner, Ethics Commission, October 12 - October 20; May P. Jaber, Commissioner, Human Rights Commission, October 22 - November 4; Jeanette Lazam, Commissioner, Human Rights Commission, October 27 - November 1; John E. Newlin, Executive Director, Department of Parking and Traffic, October 12 - 14, 1994.)

Adopted.

[National Park Service-Protest of Award Bid]
Resolution authorizing the City and County to join Women's Energy Inc. in its protest of the National Park Service's Presidio electrical power bid award. (Supervisors Alioto, Shelley, Bierman)

File 244-94-3.5, Resolution No. 863-94

Adopted.

In connection with the above item, Supervisors Shelley, Bierman requested to be added as co-sponsors.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Shelley - 9.

Absent: Supervisors Alioto, Migden - 2.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]
Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leal, seconded by Supervisor Kennedy, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Alioto, Maher, Migden - 3.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leal, seconded by Supervisor Kennedy, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Alioto, Maher, Migden - 3.

Adopted

[Proclaim, Cleve Jones' Day]
Resolution congratulating AIDS Memorial Quilt founder Cleve Jones on his 40th birthday and designating October 11, as "Cleve Jones Day".

File 004-94-030, Resolution No. 862-94

Supervisors Leal, Migden, Shelley, Bierman, Alioto presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Bierman, Conroy,Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Absent: Supervisors Alioto, Maher, Migden - 3.

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[General Assistance, Employer Wage Subsidy]
Ordinance amending Administrative Code by adding Section 20.57.7 to authorize General Assistance Employer Wage Subsidy Program. Supervisor Migden presented. Referred to Health/Public Safety/Environment Committee.

File 097-94-041.02.

[Property Tax Base Transfer, Proposition 171]
Ordinance amending Administrative Code by adding Section 10.2-7 allowing homeowners to transfer base value of substantially damaged or destroyed property from another county in the state to newly acquired

or constructed replacement property in the City and County. Supervisors Bierman, Alioto presented. Referred to Budget Committee.

File 097-94-068.

[Access Appeals Commission]
Ordinance amending Building Code by amending Sections 209, 215 and 216 to provide that the Access Appeals Commission reviews proposed code changes, code rulings and administrative bulletins related to disabled access requirements instead of the Code Advisory Committee and to require that the commission ratify all hardship and other exceptions granted by the Bureau of Building Inspection. Supervisor Leal presented. Referred to Rules Committee.

File 114-94-004.01.

Referred to Board

[Proclaim, Indigenous Peoples' Day]
Resolution declaring October 21, 1994 "Indigenous Peoples' Day" in San Francisco. Supervisors Hallinan, Kennedy, Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 17, 1994.

File 004-94-031.

[Proclaim, United Nations Day]
Resolution designating June 26, 1995 "United Nations Day" in San Francisco. Supervisors Hallinan, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 17, 1994.

File 004-94-032.

[Commend, Mercy High School]
Resolution celebrating the 41st anniversary of Mercy High School and honoring the countless young women it has educated throughout San Francisco. Supervisors Conroy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 17, 1994.

File 006-94-064.

[Passenger Facility Fee]
Resolution urging his Honor, the Mayor, to urge Senators Boxer and Feinstein and Congresswoman Pelosi to amend federal laws governing the Federal Aviation Administration, specifically 49 U.S.C. Sections 40117, 47101 and 47107 to permit the City and County to use all or part of a passenger facility fee on air travel initiated from San Francisco International Airport to fund city programs and services. Supervisors Kennedy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 17, 1994.

File 013-94-030.

[Task Force on Native American Issues]
Resolution urging the Human Rights Commission to establish a task force on Native American issues that will frame issues, conduct a large scale public hearing, draft findings and recommendations and publish a report of the hearing. Supervisors Kennedy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 17, 1994.

File 174-94-008.

[Daniel's Garden, Army and Guerrero Streets]
Resolution urging the Chief Administrative Officer to urge the Real Estate Department not to dispose of the 700 square foot plot of land at the northeast corner of Army and Guerrero Streets known by the residents and visitors of that area as "Daniel's Garden". Supervisors Kennedy, Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar October 17, 1994.

File 186-94-002.

Requests for Hearings:

[Campaign Contributions]
Hearing to consider urging the State Legislature to introduce and support legislation limiting the amount a committee controlled by a state office holder or candidate can accept to $500 per individual

contributor. Supervisor Hsieh presented. Referred to Government Efficiency/Labor Committee.

File 012-94-034.

[Stop Intersection, Fillmore/O'Farrell Streets]
Hearing to consider installation of Stop sign on Fillmore and O'Farrell Streets (next to Safeway). Supervisor Kennedy presented. Referred to Housing and Land Use Committee.

File 018-94-018.

[Rent Ordinance]
Hearing to consider amending Administrative Code Section 37.2(p)(5) concerning definition of rental units exclusion of "owner-occupied buildings containing four residential units or less, wherein owner has not resided for at least six continuous months and where the owner has not claimed this exemption under the ordinance for another property within 18 months". Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 109-94-002.

[Public Notice Contingency Plan if Newspaper Strike]
Hearing to consider contingency plans for the publication of public notices in the event of a strike at the San Francisco Examiner or the San Francisco Newspaper Agency and the possible implications for the Sunshine Ordinance and the Brown Act. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 112-94-003.

[Peninsula Corridor Joint Powers Board]
Hearing to consider the Peninsula Corridor Joint Powers Board financial agreement. Supervisor Hsieh presented. Referred to Budget Committee.

File 172-94-002.03.

[UCSF Contracting Out, Warehouse Services]
Hearing to consider the affirmative action implications and the effects on University of California, San Francisco, employees of contracting out warehouse services at UCSF. Supervisors Hallinan, Alioto presented. Referred to Government Efficiency/Labor Committee.

File 176-94-008.

[Conditional Use Permit, Blockbuster Video]
Hearing to consider the impact of a conditional use permit application by Blockbuster Video to open and operate a large-scale video complex in the Inner Sunset. Supervisor Hallinan presented. Referred to Housing and Land Use Committee.

File 189-94-002.

[Fleet Week Flyovers]
Hearing to consider the impact of the flights of the Blue Angels and other practice flights over the City prior to and during Fleet Week. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 290-94-001.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Alioto, Leal, Bierman, Shelley, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar October 17, 1994.

File 030-94-001.20.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 036-94-007. [Zoning Change, Colonial Way] Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property

located at 24-42 Colonial Way, Lots 15, 32, 33, 34 and 35 in Assessor's Block 3144A from an NC-1 (Neighborhood Commercial Cluster) District (Lots 15, 32, 33 and 34) and a "P" (Public Use) District (Lot 35) to an RH-1 (House, One Family) District and adopting findings pursuant to City Planning Code Sections 101.1 and 302(c). (Planning Department) Referred to Housing and Land Use Committee.

File 082-94-0D7. [Easement, California Dept. of Water Resources] Ordinance authorizing the grant of an easement to the State of California, Department of Water Resources over City-owned property in Alameda County. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 091-94-001. [Yerba Buena Center Redevelopment Plan, Amendments] Ordinance amending Ordinance No. 98-66, as amended by Ordinance Nos. 201-71, 393-73, 386-76, 367-77, 420-79, 538-81 and 477-86, approving the redevelopment plan for the Yerba Buena Center Redevelopment Project Area, by amending said plan in order to (1) make the redevelopment plan congruent, where appropriate, with the goals, policies, and land use designations of those portions of the City Planning Code that shape development in areas adjacent to the Yerba Buena Center Redevelopment Project Area; (2) extend the time for eminent domain proceedings to acquire property within the project area, from December 1, 1998 to May 1, 2006; (3) increase the amount of tax increment dollars which may be allocated to the agency pursuant to Section 33670 of the California Health and Safety Code from $372.9 million to $600 Million; (4) amend the provision for the establishment or incurrence of debt to be repaid from the allocation of taxes pursuant to Section 33670 by the agency from April 25, 2006 to January 1, 2004; (5) amend the duration of the redevelopment plan including the provisions of other documents formulated pursuant thereto from April 5, 2006 to January 1, 2009; and (6) establish January 1, 2019 as the time limit for the Agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency; companion measure to File 91-94-1.1. (Redevelopment Agency) Referred to the Housing and Land Use Committee with direction to report back November 14, 1994 for public hearing before the full Board.

File 097-94-062. [Conflict of Interest Code, Amendments] Substitute ordinance amending the Conflict of Interest Code of the City and County of San Francisco, as required each two years by State law, to delete various obsolete positions and to add various new positions, and to make other technical changes, by amending many sections of Chapter 58 of the San Francisco Administrative Code. (Clerk of the Board) Referred to Rules Committee.

File 101-94-017. [Appropriation, Dept. of Public Works, $71,596] Ordinance appropriating and certifying $71,596, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken, for fiscal year 1994-1995. RO #94065 (Controller) Referred to Budget Committee.

File 101-94-018. [Appropriation, Sheriff Department, $586,900] Ordinance appropriating $586,900, Sheriff Department, from the General Fund Reserve for capital improvements to the new Sheriff's facility (City Attorney, Project Management and Construction Management Costs), for fiscal year 1994-1995. RO #94083 (Controller) Referred to Budget Committee.

Resolutions Referred to Committee

File 028-94-013. [Emergency Repairs, Zellerbach Rehearsal Hall] Resolution approving a declaration of emergency to take necessary measures to replace the roof of Harold L. Zellerbach Rehearsal Hall-$60,000. (War Memorial and Performing Arts Center) Referred to Budget Committee.

File 040-94-012. [Residential Parking Area "N", North Inner Richmond] Resolution extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 040-94-013. [Residential Parking Area "I", Bartlett Street] Resolution extending the boundaries of Residential Permit Parking Area "I" in the Bartlett Street Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 048-94-021. [Settlement of Claim, Robert McCrady] Resolution approving the settlement of the unlitigated claim of Robert McCrady by payment of $10,000. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 57-94-4. [Nondisposal Facility Element] Resolution adopting the draft Nondisposal Facility Element. (Chief Administrative Officer) Referred to Health/Public Safety/Environment Committee.

File 061-94-006. [Contract Award Extension, Muni Railway MR-1111] Resolution granting extension of time for awarding Municipal Railway Contract No. 1111, North Embarcadero Track Extension, Phase 2 - North Point Street to Powell Street. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 091-94-001.01. [Environmental Findings, Yerba Buena Project] Resolution adopting environmental findings and statement of overriding considerations pursuant to the California Environmental Quality Act and State guidelines in connection with the ordinance adopting the proposed amendment to the Redevelopment Plan for the Yerba Buena Center Redevelopment Project Area; companion measure to File 91-94-1. (Redevelopment Agency) Referred to Housing and Land Use Committee with direction to report

back November 14, 1994 for public hearing before full Board.

File 146-94-029. [State Grant, Outreach and Advocacy Services] Resolution authorizing the Department of Public Health, Community Public Health Services, WIC Program to apply for retroactively, accept and expend a grant of $96,492, which includes indirect costs in the amount of $6,884 based on ten percent of salaries, from the United States Department of Agriculture for Outreach and Advocacy Services; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 172-94-037. [Contract Amendment, Advertising Transit Shelter] Resolution approving Second Amendment to Advertising Transit-Shelter Agreement between City and County of San Francisco and Combined Communications Corporation to maintain Stonestown boarding platform in exchange for advertising on platform and to allow advertising kiosks on upper Market Street in conjunction with shelters on median boarding islands. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Kennedy, that letter be sent to the Honorable BARTD Board and the Airport Commission inquiring as to their plans for implementing Proposition I, BART to Airport, which was approved by the voters in the June 1994 election.

By Supervisor Kennedy, that letter be sent to Chief of Police to inquire whether they have considered implementing a program whereby all officers of the Police Department shall carry business cards with their names and the name of their supervisor. Every officer shall give a business card to every citizen with which the officer has contact, whether or not an arrest is made. Failure to comply shall result in suspension for 30 days without pay.

By Supervisor Hsieh, that City Attorney prepare resolution urging the State Legislative Delegation to introduce and support legislation limiting the amount a committee controlled by a state office holder or candidate can accept to $500 per individual contributor.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Patrick A. Reilly, Jr. (By the Entire Board)
Robert Cribbs (By the Entire Board)
Joyce Ann Banks-Cook (Supervisor Kennedy)
James Wright (Supervisor Kennedy)
Daisy Bryant (Supervisor Kennedy)
Dennis Capiti (Supervisor Kennedy)
Paul Karney, Jr. (Supervisor Kennedy)
Ja'net L. Hockaday-Gibson (Supervisor Kennedy)
Helene B. Witt (Supervisor Leal)

File 2-94-41

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:31 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 31, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, October 17, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 42

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 17, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:16 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden - 7.

Noted absent at first roll call:

Supervisors Conroy, Kennedy, Maher, Shelley - 4.

Quorum present.

Supervisor Conroy was noted present at 2:19 p.m.

Supervisor Kennedy was noted present at 2:17 p.m.

Supervisor Maher was noted present at 2:18 p.m.

Supervisor Shelley excused. (see infra.)

Supervisor Shelley Excused

The Clerk stated Supervisor Shelley requested to be excused from attending today's meeting because of illness.

Supervisor Hallinan, seconded by Supervisor Kaufman, moved to excuse Supervisor Shelley.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Leal, moved that the Journal of Proceedings for Monday, September 26, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Presentation of Guests
Suspension of the Rules

Supervisor Alioto introduced and welcomed representatives from Mothers Voices, an organization concerned about HIV/AIDS.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Mrs. Suzanne Benzer.

Motion to suspend the rules adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Mrs. Benzer thanked the Board of Supervisors for inviting Mothers Voices to appear today. She indicated the organization has been working on the federal level to obtain funding to help prevent further deaths from HIV/AIDS.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Bond Issuance Costs, $310,000]
Ordinance appropriating $310,000, Offices of the Chief Administrative Officer, City Attorney and Controller, from various bond fund proceeds (1989 and 1990 Earthquake Safety Bonds, 1992 Fire Facility Improvement Bonds and 1994 School Bonds) for bond issuance costs for fiscal year 1994-95. (Controller)

File 101-94-14, Ordinance No. 367-94

(Fiscal Impact.)

Finally passed.

[Appropriation, Public Library]
Ordinance appropriating $1,700,000 from 1988 Public Library Improvement Bond interest earnings to capital improvement projects (construction contingency for branch library improvement - Chinatown renovations) for the Public Library for fiscal year 1994-95. (Supervisor Hsieh, Alioto, Bierman)

File 101-94-15, Ordinance No. 356-94

(Fiscal Impact.)

Finally passed.

Adopted

[Parking Rate Change, St. Mary's Square Garage]
Resolution approving rate increases at the St. Mary's Square Garage. (Department of Parking and Traffic)

File 47-94-14, Resolution No. 908-94

Adopted.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation, Kathie Mackey]
Ordinance authorizing settlement of litigation of Kathie Mackey against the City and County by payment of $17,500. (City Attorney)

File 45-94-52, Ordinance No. 362-94

(Superior Court No. 945-357)

Finally passed.

[Settlement of Litigation, G. Smith]
Ordinance authorizing settlement of litigation of G. Smith against the City and County by payment of $5,775. (City Attorney)

File 45-94-53, Ordinance No. 364-94

(Superior Court No. 944-579)

Finally passed.

[Settlement of Litigation, Elise Colman]
Ordinance authorizing settlement of litigation of Elise Colman against the City and County by payment of $10,000. (City Attorney)

File 45-94-54, Ordinance No. 363-94

(Superior Court No. 926-486)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Stop Intersections]
Resolution designating certain intersections as "Stop" intersections. (Housing and Land Use Committee)

File 18-94-15, Resolution No. 903-94

(Stop Signs - Establish
Fifteenth Avenue and Pacheco Street, northwest and southeast corners, stopping Fifteenth Avenue traffic (makes this an all-way Stop).

Miramar Avenue and Northwood Drive, northeast and southwest corners, stopping Northwood Drive traffic (presently uncontrolled).

Page and Shrader Streets, northeast and southwest corners, stopping Page Street traffic (makes this an all-way Stop).

Darien Way and Northgate Drive, northwest and southeast corners, stopping Northgate Drive traffic (presently uncontrolled).

Second and Berry Streets, all corners, stopping both Second and Berry Street traffic (presently uncontrolled, makes this an all-way Stop).)

Adopted.

[Parking Regulations, Various Locations]
Resolution enacting and rescinding parking regulations at various locations. (Housing and Land Use Committee)

File 19-94-12, Resolution No. 904-94

(No Parking Anytime - Rescind
Tow-Away, No Parking Anytime - Establish
Varney Place, north side, from Jack London Alley to 65 feet westerly (65-foot zone).

Varney Place, south side, from Jack London Alley to 72 feet westerly (72-foot zone).

Perpendicular (90-Degree Angle) Parking - Establish
Bryant Street, east side, from 78 feet to 390 feet north of Twenty-Second Street (312-foot zone, provides twelve new parking spaces.)

Webster Street, east side, between Duboce Avenue and Hermann Street.

Note: The sidewalk width on the east side will be reduced from fifteen feet to seven to accommodate this change.)

Adopted.

[Traffic Regulations, Various Locations]
Resolution enacting traffic regulations on various locations. (Housing and Land Use Committee)

File 20-94-12, Resolution No. 905-94

(No Left Turn, 4 p.m. - 6 p.m., Monday Through Saturday, Except Buses - Establish
Mission Street, southbound, at Fourteenth Street (replaces existing full-time left turn prohibition).

Tow-Away, No Stopping Anytime - Establish
Larkin Street, east side, from Chestnut Street northerly to the gore point of the median on Francisco Street (430-foot zone).

Larkin Street, west side, from a point 35 feet north of Chestnut Street northerly to a point six feet east of the west property line of 1021 Francisco Street (400-foot zone).

NOTE: These zones replace existing red zones with signing.

No Turn on Red, 8 a.m. - 3 p.m., Monday Through Friday - Establish
Ellis and Gough Streets, all approaches (facing southbound, eastbound and westbound traffic).

Street Closed to Vehicular Traffic at All Times - Establish
Ecker Street, between Stevenson and Mission Streets.)

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Campaign Contribution Cap]
Ordinance amending Administrative Code, relating to limits on contributions to controlled ballot measure committees. (Supervisors Hallinan, Leal, Alioto, Shelley, Bierman)

File 97-94-57, Ordinance No.

(Amends Section 16.503 and adds Section 16.508-1.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Government Funding]
Ordinance amending the Annual Appropriation Ordinance, 1994-95, File 101-94-2, giving effect to revenue changes pursuant to Charter Section 6.208 and adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 6.400, and adjusting appropriations to meet the requirements of the Airport and the Public Library, as a pre-requisite to levy a tax pursuant to Charter Section 6.208. (Controller)

File 101-94-2.3, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted

[New Parking Rates, Civic Center Garage]
Resolution approving new parking rates at the Civic Center Garage; and providing for review in six months by the Board of Supervisors. (Department of Parking and Traffic)

File 47-94-13, Resolution No. 907-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Recommendation of Government Efficiency and Labor Committee

Rereferred to Committee

[Memorandum of Understanding, Teamsters Local 856, Animal Keepers]
Resolution ratifying amendment to Memorandum of Understanding between the City and County and the Professional and Vocational Employees Division of Teamsters, Local 856. (Department of Human Resources)

File 93-94-27, Resolution No.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to rerefer to Government Efficiency and Labor Committee.

Motion to rerefer to committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading

[Park Code Amendment, Yerba Buena Gardens]
Ordinance amending the Park Code extending the Park Code with certain modifications to Yerba Buena Gardens and authorizing the Redevelopment Agency to set rules and issue permits for Yerba Buena Gardens. (Supervisor Bierman)

File 119-94-1, Ordinance No.

(Amends Section 2.01;
Adds a new Article 10, Sections 10.01, 10.02, 10.03 and 10.04.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted

[Americans With Disabilities Act Compliance, MUNI]
Resolution urging the Mayor to urge the Public Transportation Commission to take all steps necessary to ensure access on Municipal Railway vehicles to hearing impaired individuals and to their signal dogs. (Supervisors Leal, Alioto)

File 7-94-14, Resolution No. 902-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

Recommendations of Housing and Land Use Committee

Adopted

[Final Negative Declaration, Single Room Occupancy]
Resolution adopting Final Negative Declaration, finding and determining that amending various sections of the City Planning Code to define Single Room Occupancy (SRO) living units and provide density, rear yard, usable open space, dwelling unit exposure and parking regulations for them in the South of Market Base District (Project) will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration; companion measure to File 115-94-8. (Department of City Planning)

File 115-94-8.1, Resolution No. 910-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Passed for Second Reading

[Single Room Occupancy Living Units]
Ordinance amending City Planning Code, to define single room occupancy living units and provide density, rear yard, usable open spaces, dwelling unit exposure and parking regulations for them in the South of Market base district, to correct provisions of the rear yard requirements inadvertently changed in a previous ordinance and finding that the legislation is consistent with the priority policies of City Planning Code Section 101.1. (Supervisor Kaufman)

File 115-94-8, Ordinance

(Amends Sections 134, 135, 140, 151, 207.5, 208, 813 through 818 and 890.88.)

(Approved by City Planning Commission Resolution No. 13754, subject to certain amendments)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Parking Regulations, Jackson Street]
Ordinance amending the Traffic Code, adding Jackson Street, south side, between Sansome Street and Custom House Place, to the list of streets on which parking restrictions shall apply. (Department of Parking and Traffic)

File 124-94-12, Ordinance No.

(Adds Section 32.6.17.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted as Amended

[Central Freeway]

Resolution accepting the recommendations of the Department of Parking and Traffic's traffic study; notifying Caltrans of the Board of Supervisors' wish that neither a full retrofit nor demolition of the Central Freeway take place until the feasibility of alternatives has been studied; renaming and expanding the Citizens' Advisory Task Force and endorsing the Department of Parking and Traffic's interim traffic improvements; requesting staff report by January of 1995 and requesting final decision by May 1, 1995 or June 1, 1995 at the latest. (Supervisors Hallinan, Bierman)

File 85-94-4, Resolution No. 909-94

Supervisor Hallinan, seconded by Supervisor Bierman, moved to amend page three, line two, after "Master Plan" by inserting "process".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted

[Lighting Assessment District]
Resolution approving the "Post-Top Alternative" Engineer's Report prepared and filed by the Deputy Director in the formation proceedings for Assessment District No. 92-2, pursuant to Article 1 of Chapter 2 of the Landscaping and Lighting Act of 1972, as adopted by Article 6.1, Subarticle VIII, Chapter X, Part II, of the San Francisco Municipal Code (Public Works Code) for the purposes of installing street lighting in the Dolores Heights District and rescinding Resolution No. 697-94. (Department of Public Works)

File 52-94-2.4, Resolution No. 879-94

(August 1, 1994 - The Board of Supervisors adopted Resolution 698-94 setting the dates of November 21 and December 5, 1994 for public hearings.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[18th and Arkansas Streets, Vacation of Sewer Easement]
Resolution declaring intention of the Board of Supervisors to vacate and exchange a portion of a public sewer and drainage easement located within Block 4034, Lot No. 4, for a new easement and setting Monday, November 21, 1994, at 3:00 p.m. as the hearing date for all persons interested in the proposed vacation; and adopting findings that the vacation is consistent with the City's Master Plan and eight priority policies of City Planning Code Section 101.1. (Real Estate Department)

File 164-94-2, Resolution No. 880-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Susan Barthell, Zoo;
Nicholas Dillard, 911 center;
Susan Browne, protest 911 center at Hayward Park;
Randy Burns, Task Force on Native American Issues;

James Coleman, oppose 911 center at Hayward Park;
Dennis Carr, Task Force on Native American Issues;
David Whitlow, oppose 911 center at Hayward Park;
Jim Fursman, Task Force on Native American Issues;
Dennis Roberto Jennings, Native American issues.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

Appointment of President Pro Tempore

At the request of the President, Supervisors Leal and Migden assumed the Chair at various times during the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Kennedy requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Adopted

[Street Closing, Waiving of Fees]
Resolution waiving the requirement that applicant for closure of portions of Castro, Market, Noe, 16th, 17th and 18th Streets on Monday, October 31, 1994, for the Annual Castro Halloween Celebration provide insurance and waiving requirement for payment of fees to the City. (Supervisors Migden, Alioto, Bierman)

File 042-94-008, Resolution No. 906-94

(October 11, 1994 - Consideration continued to October 17, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

Supervisor Hsieh requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Passenger Facility Fee]
Resolution urging his Honor, the Mayor, to urge Senators Boxer and Feinstein and Congresswoman Pelosi to amend federal laws governing the Federal Aviation Administration, specifically 49 U.S.C. Sections 40117, 47101 and 47107 to permit the City and County to use all or part of a passenger facility fee on air travel initiated from San Francisco International Airport to fund city programs and services. (Supervisors Kennedy, Alioto)

File 013-94-030, Resolution No.

(October 11, 1994 - Introduced in Board for consideration on October 17, 1994.)

At the request of Supervisor Hsieh, referred to Budget Committee.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Proclaim, Indigenous Peoples' Day]
Resolution declaring October 21, 1994 "Indigenous Peoples' Day" in San Francisco. (Supervisors Hallinan, Kennedy, Bierman, Alioto, Shelley)

File 004-94-031, Resolution No. 898-94

(October 11, 1994 - Introduced in Board for consideration on October 17, 1994.)

Adopted.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[Proclaim, United Nations Day]
Resolution designating June 26, 1995 "United Nations Day" in San Francisco. (Supervisors Hallinan, Alioto, Bierman, Shelley)

File 004-94-032, Resolution No. 899-94

(October 11, 1994 - Introduced in Board for consideration on October 17, 1994.)

Adopted.

In connection with the above item, Supervisors Bierman, Shelley requested to be added as co-sponsors.

[Commend, Mercy High School]
Resolution celebrating the 41st anniversary of Mercy High School and honoring the countless young women it has educated throughout San Francisco. (Supervisors Conroy, Alioto, Leal, Bierman, Shelley)

File 006-94-064, Resolution No. 900-94

(October 11, 1994 - Introduced in Board for consideration on October 17, 1994.)

Adopted.

In connection with the above item, Supervisors Leal, Bierman, Shelley requested to be added as co-sponsors.

[Task Force on Native American Issues]
Resolution urging the Human Rights Commission to establish a task force on Native American issues that will frame issues, conduct a large scale public hearing, draft findings and recommendations and publish a report of the hearing. (Supervisors Kennedy, Alioto, Bierman, Hallinan, Shelley)

File 174-94-008, Resolution No. 911-94

(October 11, 1994 - Introduced in Board for consideration on October 17, 1994.)

Adopted.

In connection with the above item, Supervisors Bierman, Hallinan, Shelley requested to be added as co-sponsors.

[Daniel's Garden, Army and Guerrero Streets]
Resolution urging the Chief Administrative Officer to urge the Real Estate Department not to dispose of the 700 square-foot plot of land at the northeast corner of Army and Guerrero Streets known by the residents and visitors of that area as "Daniel's Garden". (Supervisors Kennedy, Bierman, Alioto)

File 186-94-002, Resolution No. 912-94

(October 11, 1994 - Introduced in Board for consideration on October 17, 1994.)

Adopted.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisors Alioto, Leal, Bierman, Shelley, Migden)

File 030-94-001.20

(October 11, 1994 - Introduced in Board for consideration on October 17, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-42, Resolution No. 881-94

(Mayor Frank Jordan, October 11 - 12; Barbara Kaufman, member, Board of Supervisors, October 19 - 28; Patrick A. Murphy, President, Airports Commission, October 10 - 12; Francis J. O'Neill, member, Port Commission, October 15 - 23, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy,Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[General Assistance]
Substitute ordinance amending Administrative Code by amending Sections 20.56.10 and 20.57 (General Assistance Ordinance) relating to allowable personal property and to income disregard. Supervisors Migden, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 097-94-041.01.

[Film Production Activities]
Ordinance amending Police Code Article 29 by adding Section 2914.1 and amending Sections 2915 and 2916 to exempt certain film production activities from the provisions of Article 29, Regulation of Noise. Supervisor Alioto presented. Referred to Economic Vitality/Social Policy Committee.

File 121-94-009.

Referred to Board

[Proclaim, Argonne Alternative Elementary School]
Resolution proclaiming November 5, 1994 as "Argonne Alternative Elementary School Day" in San Francisco. Supervisors Maher, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 24, 1994.

File 004-94-033.

Referred to Committee

[Bayside Discharge Alternative, Water Quality]
Resolution urging the Chief Administrative Officer and Director of Public Works to continue to study and include in a bayside discharge alternatives report, environmentally beneficial alternatives for wastewater treatment and discharge. Supervisor Bierman presented. Referred to Housing and Land Use Committee with request it be considered at the October 20, 1994 meeting.

File 005-94-001.

[Bayside Discharge Alternative Extension]
Resolution urging the Regional Water Quality Control Board to grant an extension to the City and County of San Francisco to select a bayside discharge alternative. Supervisor Bierman presented. Referred to Housing and Land Use Committee with request it be considered at the October 20, 1994 meeting.

File 005-94-002.

[Campaign Contributions]
Resolution urging the City's State Legislative Delegation to introduce and support legislation limiting the amount a campaign committee which is controlled by a state officeholder or candidate can accept to $500 per individual contributor. Supervisors Hsieh, Alioto presented. Referred to Government Efficiency/Labor Committee.

File 012-94-034.

Referred to Board

[Statewide Youth Initiative, Target Students K-16]
Resolution urging the Mayor to join with the members of the San Francisco Board of Supervisors in supporting a statewide youth initiative coordinating with State Department of Education and California Job Training Partnership Act. Supervisors Kennedy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 24, 1994.

File 012-94-035.

[Tobacco Products Regulated by Food/Drug Admin.]
Resolution supporting the national petition drive to have tobacco products regulated by the Food and Drug Administration. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 24, 1994.

File 013-94-031.

Referred to Committee

[Federal Grant Funds, Lake Merced]
Resolution authorizing the General Manager of the Public Utilities Commission to apply for, accept and expend a grant of $100,000 from U.S. Environmental Protection Agency and administered by the State Water Resources Control Board for a diagnostic-feasibility study of Lake Merced. Supervisor Conroy presented. Referred to Government Efficiency/Labor Committee.

File 094-94-004.

Referred to Board

[Sunshine Ordinance]
Resolution urging the San Francisco Unified School District, San Francisco Community College District, San Francisco Housing Authority, San Francisco Redevelopment Agency and San Francisco County Transportation Authority to follow the Sunshine Ordinance in conducting meetings and providing public access to public records. Supervisors Kennedy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 24, 1994.

File 097-94-014.02.

Referred to Committee

[Street Artist Spaces, Holiday Season]
Resolution designating temporary downtown area selling spaces for street artists certified by the Art

Commission for the Christmas Season, 1994, beginning on November 15, 1994 and ending on January 15, 1995. Supervisors Hallinan, Alioto presented. Referred to Government Efficiency/Labor Committee.

File 169-94-003.

[Peninsula Corridor Joint Powers Board]
Resolution ratifying an amendment to the Joint Powers Agreement Peninsula Corridor Project modifying the formula under which the Joint Powers Board's administrative costs are allocated and establishing a formula for apportioning routine capital costs; rescinding previous Board Resolution No. 538-94 which gave notice to withdraw from the Joint Powers Board and urging the Mayor to submit a supplemental appropriation for $129,300 to make the first of five payments to cover San Francisco's share of the start-up costs. Supervisor Hsieh presented. Referred to Budget Committee.

File 172-94-002.03.

[Franchise Fee, Pacific Gas and Electric]
Resolution urging the Mayor to urge the Public Utilities Commission and the Chief Administrative Officer to explore a franchise fee rate increase to Pacific Gas and Electric. Supervisor Alioto presented. Referred to Budget Committee.

File 285-94-002.

Requests for Hearings:

[Conditional Use, Pool or Billiard Tables]
Hearing to consider requiring a conditional use permit for more than three pool or billiard tables in one location. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 115-94-012.

[Redevelopment Agency Quarterly Reports]
Hearing to consider quarterly reports of the Redevelopment Agency's fiscal condition and performance and of all temporary personnel assignments that have been extended or may be extended beyond six months. Supervisor Hallinan presented. Referred to Budget Committee.

File 161-94-001.01.

[Review Management Audit, Homeless Programs]
Hearing to consider the Budget Analyst's comprehensive management audit of programs affecting the homeless administered by the City and County of San Francisco. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the October 26, 1994 meeting.

File 165-93-010.01.

[Evergreen Shipping]
Hearing to consider the loss of the Evergreen Shipping contract with the Port of San Francisco. Supervisor Alioto presented. Referred to Budget Committee.

File 173-94-003.

[Telecommunications Contract, Motorola Inc.]
Hearing to consider the lack of competitive bidding for the Police Department telecommunications contract between the City and County of San Francisco and Motorola, Inc. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the October 26, 1994 meeting.

File 229-94-002.

[HIV/AIDS Services for Native Americans]
Hearing to consider the manner in which HIV/AIDS services for Native Americans are provided in the City and County of San Francisco. Supervisors Hallinan, Kennedy, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 287-94-002.

[Zero Base Budget Analysis]
Motion directing the Board of Supervisors' Budget Analyst to conduct a "zero base" budget analysis of various City departments designated by the Budget Committee and directing the Clerk of the Board to submit a supplemental appropriation to the Mayor for funds necessary to conduct the "zero base" budget

analysis. Supervisors Hsieh, Alioto presented. Referred to Budget Committee with request it be considered at the October 26, 1994 meeting.

File 054-94-012.

[Select Committee on Municipal Public Power]
Motion establishing a select committee of the Board of Supervisors on the municipal power services to the City and County of San Francisco. Supervisor Alioto presented. Referred to Rules Committee.

File 054-94-013.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 101-94-019. [Appropriation, District Attorney, $70,965] Ordinance appropriating and rescinding $70,965, District Attorney, to transfer funds from salaries and equipment-lease purchase, to equipment, for the purchase of a dictaphone system, for fiscal year 1994-95; providing for ratification of action previously taken. RO #94053 (Controller) Referred to Budget Committee.

File 101-94-020. [Appropriation, DPH/Mental Health, $848,942] Ordinance appropriating $848,942, Department of Public Health, Mental Health and Substance Abuse Services, to medical services contracts for the continuation of substance abuse services, for fiscal year 1994-95. RO #94080 (Controller) Referred to Budget Committee.

File 101-94-021. [Appropriation DPH/Community Mental Health, $2,016,226] Ordinance appropriating $2,016,226, Department of Public Health, Community Mental Health Department, for salaries and mandatory fringe benefits for the creation of 40 positions to provide forensic services at the new Sheriff's facility for fiscal year 1994-95 (funded from the General Fund Reserve, $994,704, and rescission of professional services, 1,071,522); companion measure to File 102-94-4. RO #94081 (Controller) Referred to Budget Committee.

File 101-94-022. [Appropriation, Fire Department, $3,408,841] Ordinance appropriating $3,408,841, Fire Department, from 1989 Earthquake Safety Improvement Bond proceeds for capital improvements to various fire stations, for fiscal year 1994-95. RO #94082 (Controller) Referred to Budget Committee.

File 102-94-004. [ASO, DPH/Div of Mental Hlth & Substance Abuse] Ordinance amending Annual Salary Ordinance, 1994-95, Department of Public Health, Division of Mental Health and Substance Abuse Services, reflecting the addition of 40 positions (Classifications 1428 A Unit Clerk (2) 1818 A MIS Specialist II (1), 1840 A Jr. Management Assistant (1), 1924 A Materials and Supplies Supervisor (1), 2119 A Health Care Analyst (1), 2210 C Dentist (1), 2232 A Sr. Physician Specialist (1), 2232 C Sr. Physician Specialist (1), 2312 A Licensed Vocational Nurse (24), 2409 A Pharmacy Technician (3), 2409 C Pharmacy Technician (1), 2450 A Pharmacist (1), 2450 C Pharmacist (1), and 2322 A Head Nurse (1); companion measure to File 101-94-21. (Department of Human Resources) Referred to Budget Committee.

Resolutions Referred to Committee

File 048-94-022. [Settlement of Claim, Jay C. Hartlove] Resolution approving the settlement of the unlitigated claim of Jay C. Hartlove by payment of $24,000. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 048-94-023. [Settlement of Claim, Home Federal Savings] Resolution approving the settlement of the unlitigated claim of Home Federal Savings by payment of $357,382.91. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 147-94-006. [Major Urban Libraries Grant] Resolution authorizing the San Francisco Public Library to apply for, accept and expend funds not to exceed $64,021 available through the California State Library from Title 1 of the Library Services and Construction Act for Major Urban Resource Libraries for fiscal year 1994/95; waiving indirect costs. (Public Library) Referred to Government Efficiency/Labor Committee.

File 147-94-007. [Federal Grant, Online Access Braille] Resolution authorizing the San Francisco Public Library to accept and expend $16,617 in grant funds awarded by the California State Library from the Library Services and Construction Act to enhance the library blind and print handicapped by adding Braille capabilities; waiving indirect costs. (Public Library) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Bierman, that letter of inquiry be sent to Director of Public Works to determine the procedures used by the Department in noticing the hearings on the placement of JCDecaux toilets and kiosks.

By Supervisor Conroy, that City Attorney review Proposition O and advise whether the study contemplated therein includes the feasibility of expanding the Downtown Assessment District past the boundaries outlined in the original study to include new commercial areas developed since that time or in the future.

By Supervisor Hallinan, that letter be sent to City Attorney requesting written opinion as to the legality and constitutionality of Police Code Sections 215 through 248, inclusive, including the extent to which they duplicate, contradict or are preempted by California state law relative to prostitution.

By Supervisor Kaufman, that letter be sent to Director, Department of Parking and Traffic, to inquire about feasibility of installing two disabled parking spaces outside or near 1594 Market Street, a 64 bed residential program for low-income persons living with disabling HIV or AIDS and requesting investigation be conducted as soon as possible.

By Supervisor Maher, that City Attorney prepare ordinance which would require conditional use permit for more than three pool or billiard tables in one location. File 115-94-12.

By Supervisor Alioto, that City Attorney prepare ordinance which would enable the Department of Public Health to use funding that it receives by exceeding revenue goals, or realizing cost savings for reinvestment in capital improvements, information systems and infrastructure.

By Supervisor Alioto, that letters be sent to Chief Administrative Officer, Controller and General Manager, Department of Electricity and Telecommunications, to determine the rationale for excluding the contract between the City and County of San Francisco and Motorola, Inc. from competitive bidding. File 229-94-2.

By Supervisor Conroy, that letter be sent to General Manager, Recreation and Park Department, to inquire about the condition of St. Mary's Park, on the Crescent Avenue side, and what efforts are being made to clean the park on a regular basis.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

William J. Brandy Moore (By the entire Board)
Conrad Paredes (Supervisor Alioto)
Tillie Bell (Supervisor Alioto)
Anna Matson (Supervisor Kennedy)
Viola James-Jackson (Supervisor Kennedy)
Gary C. Dybvig (Supervisor Kennedy)
Ernesto Pasco (Supervisor Conroy)
Mary Benson (Supervisor Bierman)

File 2-94-42

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:04 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 31, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, October 24, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 43

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 24, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:11 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Hallinan, Hsieh, Kennedy, Maher, Migden, Shelley - 7.

Noted absent at first roll call:

Supervisors Bierman, Conroy, Kaufman, Leal - 4.

Quorum present.

Supervisor Bierman was noted present at 2:12 p.m.

Supervisor Conroy excused. (see infra)

Supervisor Kaufman excused, on official leave of absence.

Supervisor Leal was noted present at 2:12 p.m.

Supervisor Conroy Excused

The Clerk during the meeting, received word that Supervisor Conroy was detained at a medical appointment and requested to be excused.

Supervisor Conroy excused without objection.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Maher, moved that the Journal of Proceedings for Monday,October 3, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

Presentation of Guest

Supervisor Shelley introduced Ms. Martha K. Leicester, Chief of Program Development for the National Park Service at the Presidio since 1993 and commended her for her work in creating the Center for National and Community Service at the Presidio.

Suspension of the Rules

Supervisor Leal, seconded by Supervisor Kennedy moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Supervisor Shelley who presented Ms. Leicester with a proclamation for Monday, October 24, 1994, Martha K. Leicester Day.

No objection and motion carried.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Government Funding]
Ordinance amending the Annual Appropriation Ordinance, 1994-95, File 101-94-2, giving effect to revenue changes pursuant to Charter Section 6.208 and adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 6.400, and adjusting appropriations to meet the requirements of the Airport and the Public Library, as a pre-requisite to levy a tax pursuant to Charter Section 6.208. (Controller).

File 101-94-2.3, Ordinance No. 369-94

(Fiscal Impact.)

Finally passed.

Adopted

[Emergency Repairs, Zellerbach Rehearsal Hall]
Resolution approving a declaration of emergency to take necessary measures to replace the roof of Harold L. Zellerbach Rehearsal Hall for $60,000. (War Memorial/Performing Arts Center)

File 28-94-13, Resolution No. 921-94

Adopted.

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[Park Code Amendment, Yerba Buena Gardens]
Ordinance amending the Park Code extending the Park Code with certain modifications to Yerba Buena Gardens and authorizing the Redevelopment Agency to set rules and issue permits for Yerba Buena Gardens. (Supervisor Bierman)

File 119-94-1, Ordinance No. 370-94

(Amends Section 2.01;
Adds a new Article 10, Sections 10.01, 10.02, 10.03 and 10.04.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Single Room Occupancy Living Units]
Ordinance amending City Planning Code, to define single room occupancy living units and provide density, rear yard, usable open spaces, dwelling unit exposure and parking regulations for them in the South of Market base district, to correct provisions of the rear yard requirements inadvertently changed in a previous ordinance and finding that the legislation is consistent with the priority policies of City Planning Code Section 101.1. (Supervisor Kaufman)

File 115-94-8, Ordinance 368-94

(Amends Sections 134, 135, 140, 151, 207.5, 208, 813 through 818 and 890.88)

(Approved by City Planning Commission Resolution No. 13754, subject to certain amendments)

Finally passed.

[Parking Regulations, Jackson Street]
Ordinance amending the Traffic Code, adding Jackson Street, south side, between Sansome Street and Custom House Place, to the list of streets on which parking restrictions shall apply. (Department of Parking and Traffic)

File 124-94-12, Ordinance No. 371-94

(Adds Section 32.6.17.)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation, Carol A. Molnar]
Ordinance authorizing settlement of litigation of Carol A. Molnar against the City and County of San Francisco by payment of $19,000. (City Attorney)

File 45-94-55, Ordinance No.

(Superior Court No. 944-657)

Passed for second reading.

[Settlement of Litigation, Renee Hicks]
Ordinance authorizing settlement of litigation of Renee Hicks against the City and County of San Francisco by payment of $25,000. (City Attorney)

File 45-94-56, Ordinance No.

(Superior Court No. 946-701.)

Passed for second reading.

[Settlement of Litigation, Bruce Mansell]
Ordinance authorizing settlement of litigation of Bruce Mansell against the City and County of San Francisco by payment of $8,800. (City Attorney)

File 45-94-57, Ordinance No.

(Superior Court No. 954-398.)

Passed for second reading.

Adopted

[Settlement of Claim, Anita Allison]
Resolution approving settlement of the unlitigated claim of Anita Allison by payment of $20,000. (City Attorney)

File 48-94-20, Resolution No. 923-94

Adopted.

[Settlement of Claim, Robert McCrady]
Resolution approving the settlement of the unlitigated claim of Robert McCrady by payment of $10,000. (City Attorney)

File 48-94-21, Resolution No. 924-94

Adopted.

[Contract Award Extension, Muni Railway MR-1111]
Resolution granting extension of time for awarding Municipal Railway Contract No. MR-1111, North Embarcadero Track Extension, Phase 2 - North Point Street to Powell Street. (Public Utilities Commission)

File 61-94-6, Resolution No. 925-94

Adopted.

[SDI Coverage, Classification 0585]
Resolution authorizing enrollment of Classification 0585, Manager of Budget and Administration, in the State Disability Program. (Department of Human Resources)

File 89-94-16, Resolution No. 927-94

Adopted.

[Surveillance of Falls in the Elderly]
Resolution authorizing Department of Public Health, Bureau of Health Promotion, to apply for, retroactively, a grant of $123,534, which includes indirect costs of $17,296 based on 25 percent of salaries, from the UCSF Injury Center for a population-based surveillance of falls in the elderly in San Francisco; providing for ratification of action previously taken. (Department of Public Health)

File 146-94-28, Resolution No. 938-94

(Fiscal Impact)

Adopted.

[State Grant, Outreach Advocacy Services]
Resolution authorizing Department of Public Health, Community Public Health Services, WIC Program, to apply for, retroactively, accept and expend grant of $96,492, which includes indirect costs of $6,884 based on 10 percent of salaries, from the U.S. Department of Agriculture for Outreach and Advocacy Services; providing for ratification of action previously taken. (Department of Public Health)

File 146-94-29, Resolution No. 939-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

From Housing and Land Use Committee with Recommendation "Do Not Pass"

Consideration Continued

[Final Negative Declaration, 892 Corbett Avenue]
Resolution adopting Final Negative Declaration, finding and determining that the reclassification of property at 892 Corbett Avenue from an RH-1 (House, One-Family) District to an RM-1 (Mixed Residential, Low Density) District, will have no significant impact on the environment, and adopting and incorporating findings of the Final Negative Declaration. (Department of City Planning)

File 36-94-6.1, Resolution No.

(October 3, 1994 - Consideration continued to October 24, 1994.)

Supervisor Hallinan, seconded by Supervisor Shelley, moved to continue consideration to October 31, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Zoning Map Amendment, 892 Corbett Avenue]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located at 892 Corbett Avenue, Lot 13, in Assessor's Block 2779, from an RH-1 (House, One-Family), District to an RM-1 (Mixed Residential, Low Density) District and adopting findings pursuant to City Planning Code Sections 101.1 and 302(c); companion measure to File 36-94-6.1. (Department of City Planning)

File 36-94-6, Ordinance No.

(Approved by City Planning Commission Resolution No. 13621)
(October 3, 1994 - Consideration continued to October 24, 1994.)

Supervisor Hallinan, seconded by Supervisor Shelley, moved to continue consideration to October 31, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Department of Public Works]
Ordinance appropriating and certifying $71,596, Department of Public Works, for capital improvement project (Bartlett Street sewer replacement) to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken, for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-17, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Contractors Parking Permits, Pest Control Firms]
Ordinance amending Traffic Code to authorize the Director of Parking and Traffic to issue to a pest control company a parking permit for company vehicles parked within a meter zone. (Supervisors Alioto, Bierman, Hsieh)

File 124-94-7, Ordinance No.

(Amends Section 202.C)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

Recommendations of Rules Committee

Passed for Second Reading

[Conflict of Interest Code]
Ordinance amending the Conflict of Interest Code of the City and County of San Francisco, as required each two years by State law, to delete various obsolete positions and to add various new positions, and to make other technical changes by amending many sections of San Francisco Administrative Code. (Clerk of the Board)

File 97-94-62, Ordinance No.

(Amends Chapter 58, various sections.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

Adopted

[Cancel Board Meetings of 11/28/94, 12/27/94, 2/21/95]
Resolution revising the regular meeting schedule of the Board of Supervisors by cancelling the meetings of November 28, December 27, 1994, and February 21, 1995; setting the 1995 inaugural meeting on January 9, 1995, and designating office assignment limits and an interim City Hall. (Clerk of the Board)

File 54-94-10, Resolution No. 915-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointments, Lead Hazard Reduction Citizens Advisory Committee]
Resolution appointing members to the Lead Hazard Reduction Citizens Advisory Committee for unexpired portion of four-year terms ending June 25, 1997. (Rules Committee)

File 92-94-13.1, Resolution No. 928-94

(Richard McGuire, vice Robert Atkielski resigned;
Norman Fong, vice Gen Fujioka resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointment, Drug Abuse Advisory Board]
Resolution appointing member to the Drug Abuse Advisory Board for unexpired portion of three year term ending October 1, 1996. (Rules Committee)

File 92-94-18, Resolution No. 929-94

(Pamela Gaddies, vice Donald Sanders, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointment, Park and Open Space Advisory Committee]
Resolution appointing member to the Park and Open Space Advisory Committee for two year term ending July 15, 1996. (Rules Committee)

File 92-94-31.3, Resolution No. 930-94

(Jacob Sigg, vice Deborah Gellerman, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointments, Lead Poisoning Prevention Citizens Advisory Board]
Resolution appointing members to the Lead Poisoning Prevention Citizens Advisory Board, for the unexpired portion of two year terms ending on August 20, 1995. (Rules Committee)

File 92-94-40.1, Resolution No. 931-94

(Carmela Rombawa-Bey, vice Sheila Cohen, resigned;
Rose Chow, vice Judith Schutzman, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointment, Bicycle Advisory Committee]
Resolution appointing member to the Bicycle Advisory Committee, for unexpired portion of three year term ending December 31, 1995. (Rules Committee)

File 92-94-41, Resolution No. 932-94

(Juan-Thomas Rehbock, vice Carolyn Helmke, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointment, Joint Task Force on HIV Epidemic]
Resolution appointing member to the Joint Task Force on HIV Epidemic for unexpired portion of one year term ending January 1, 1995. (Rules Committee)

File 92-94-45, Resolution No. 933-94

(Celinda Cantu, vice Carmen Chavez, resigned.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointments, Drug Abuse Advisory Board]
Resolution appointing members to the Drug Abuse Advisory Board for three year terms ending October 1, 1997. (Rules Committee)

File 92-94-47, Resolution No. 934-94

(Wendy Goldberg, vice herself, term expired;
Tony Leone, vice himself, term expired;
Joseph Engler, vice Robert Podesta, term expired;
Michael Hall, vice Stafano Hillman, term expired;
Gregg William Lowder, vice Martha Porcupine, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointments, Access Appeals Commission]
Resolution appointing members to the Access Appeals Commission for four-year terms ending November 1, 1998. (Rules Committee)

File 92-94-50, Resolution No. 935-94

(Teri A. Adams, vice Yvette Fang, term expired;
Linton D. Stables, vice Christopher Niebert, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Appointment, Advisory Committee on Adult Detention]
Resolution appointing member to the Advisory Committee on Adult Detention, for four-year term ending June 30, 1995. (Rules Committee)

File 92-94-51, Resolution No. 936-94

(Lisa T. Shek, vice Catherine Yee, resigned)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Citizens' Advisory Committee, Charter Reform]
Resolution commending the Citizens' Advisory Committee on Charter Reform; recognizing the stewardship of Co-Chairs Holli P. Thier and Joseph Van Ness-Ballesteros; and directing the Clerk to distribute copies of the resolution to committee members. (Supervisor Kaufman)

File 174-94-5.1, Resolution No. 943-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Select Committee on Charter Reform]
Motion establishing a Select Committee on Charter Reform. (Supervisors Kaufman, Alioto)

File 54-94-11

Adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Noes: Supervisor Bierman - 1.

Absent: Supervisors Conroy, Kaufman - 2.

[Management Audit, San Francisco Rent Board]
Motion directing the Budget Analyst to conduct a management audit of the Rent Board (Residential Rent Stabilization and Arbitration Board). (Supervisor Kennedy)

File 165-94-10

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Airport, Concession Lease]
Ordinance approving the "North Terminal Hub Principal Concession Lease" between Host International, Inc. and the City and County of San Francisco acting by and through its Airports Commission. (Airports Commission)

File 27-94-15, Ordinance No.

(Fiscal Impact)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Easement, California Department of Water Resources]
Ordinance authorizing the grant of an easement to the State of California, Department of Water Resources over City-owned property in Alameda County. (Public Utilities Commission)

File 82-94-7, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Bids with Alterations or Erasures; Bid Protests]
Ordinance amending Administrative Code relating to alterations or erasures on bids for public works or improvements, and limit on time in which a bidder must submit a bid process. (Department of Public Works)

File 97-94-64, Ordinance No.

(Amends Section 6.19.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Membership]
Ordinance amending Administrative Code to provide for Department of Social Services membership in the San Francisco Chamber of Commerce. (Department of Social Services)

File 97-94-65, Ordinance No.

(Amends Section 16.6-11.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

Adopted

[Prop. J/County Jail Food Service Management]
Resolution approving the Controller's certification that County Jail Food Service Management Operations for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 1994, retroactively, than if work were performed by City and County employees. (Office of the Sheriff)

File 25-94-27, Resolution No. 914-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Acceptance of Gifts]
Resolution accepting two gifts valued at $67,750, for use by the Recreation and Park Department. (Recreation and Park Commission)

File 38-94-15, Resolution No. 922-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Lease Extension, 100 McAllister Street]
Resolution authorizing extension of lease of real property at 100 McAllister Street, required by the Public Transportation Commission, retroactive to July 1, 1994. (Real Estate Department)

File 64-94-18, Resolution No. 926-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Federal/State Funds-Embarcadero Freeway, Separator]
Resolution authorizing Director of Public Works to accept and expend $3,005,943 of Federal and State funds to complete planning, preliminary engineering, and environmental review of replacement alternatives to the Embarcadero Freeway and Terminal Separator Structure, waiving indirect costs; placing $800,000 on reserve. (Department of Public Works)

File 148-94-6, Resolution No. 940-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Conroy, Kaufman - 2.

[Claims Submission, Reprocessing, Managed Care]
Resolution approving the contract between the City and County of San Francisco, Department of Public Health, and Health Management Systems, Inc., to provide electronic claims submission, retroactive claims reprocessing services and managed care consulting services. (Department of Public Health)

File 172-94-35, Resolution No. 941-94

(Fiscal Impact)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Kaufman - 3.

[Lease Agreement]
Resolution authorizing a lease agreement of real property for the Recreation and Park Department located on Merced Heights contiguous to existing Brooks Park, identified as City and County of San Francisco Assessor's Block 7073, Lot 50; Block 7074, Lot 49; and Block 7075, Lot 56 for open space purposes and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 172-94-36, Resolution No. 942-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kaufman, Shelley - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Shelley Salieri, Sunshine Ordinance;
Eladio Ballestas, Innovative Housing project evictions;
Hon Van Au, Innovative Housing project complaint;
Constance Kuruppu, Innovative Housing project complaint;
Alexandra Opley, Innovative Housing project complaint;
Judith Nelson, Innovative Housing project complaint;
Leboriae Smoore, towing of vehicles belonging to poor;
Reo T. Dillard, opposed to 911 Center location;
Nicholas Dillars, opposed to 911 Center location;
Nora Braxton, opposed to 911 Center location;
Carol Anderson, opposed to 911 Center location.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Proclaim, Argonne Alternative Elementary School]
Resolution proclaiming November 5, 1994 as "Argonne Alternative Elementary School Day" in San Francisco. (Supervisors Maher, Alioto)

File 4-94-33, Resolution No. 918-94

Adopted.

In connection with the above item, Supervisors Bierman, Shelley, requested to be added as co-sponsors.

[Statewide Youth Initiative, Target Students K-16]
Resolution urging the Mayor to join with the members of the San Francisco Board of Supervisors in supporting a statewide youth initiative coordinating with State Department of Education and California Job Training Partnership Act. (Supervisors Kennedy, Alioto)

File 12-94-35, Resolution No. 919-94

Adopted.

In connection with the above item, Supervisors Leal, Bierman, Shelley requested to be added as co-sponsors.

[Tobacco Products]
Resolution supporting the national petition drive to have tobacco products regulated by the Food and Drug Administration. (Supervisor Alioto)

File 13-94-31, Resolution No. 920-94

Adopted.

In connection with the above item, Supervisors Bierman, Shelley requested to be added as co-sponsors.

[Sunshine Ordinance]
Resolution urging the San Francisco Unified School District, San Francisco Community College District, San Francisco Housing Authority, San Francisco Redevelopment Agency and San Francisco County Transportation Authority to follow the Sunshine Ordinance in conducting meetings and providing public access to public records. (Supervisors Kennedy, Alioto)

File 97-94-14.2, Resolution No. 937-94

Adopted.

In connection with the above item, Supervisor Shelley requested to be added as co-sponsor.

[Condominium Project, 1501 Pacific Avenue/1859 Larkin Street]
Motion approving final map of 1501 Pacific Avenue and 1859 Larkin Street, a Condominium Project, being a resubdivision of Lot 1 in Assessor's Block 596, and adopting findings pursuant to City Planning Code Section 101.1(b). (Department of Public Works)

File 58-94-16

Adopted.

[Condominium Project, 600 Chestnut Street]
Motion approving final map of 600 Chestnut Street, a Condominium Project, being a resubdivision of Lot 34 in Assessor's Block 51, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-17

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Kaufman - 3.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-43, Resolution No. 897-94

(Jeanette Lazam, member, Human Rights Commission, November 6 - 10 and November 18 - 29; Patrick A. Murphy, President, Airports Commission, October 20 - 25, 1994.)

Adopted.

[Supporting Proposition 185]
Resolution supporting Proposition 185; The Clean Air, Jobs and Transportation Efficiency Act of 1994. (Supervisor Bierman)

File 12-94-36, Resolution No. 913-94

Adopted.

[Election]
Motion consolidating the municipal election, special bond election, Bay Area Rapid Transit Board of Directors elections and statewide general election to be held on November 8, 1994. (Supervisor Alioto)

File 60-94-25

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Kaufman - 3.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt motion (a) or motion (b) and then adopt motion (c). Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]
Motion that the Board find by roll call vote that the resolution(s) being considered at this time are purely commendatory.

Supervisor Maher, seconded by Supervisor Kennedy, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Kaufman - 3.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Maher, seconded by Supervisor Kennedy, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Kaufman - 3.

Adopted

[Congratulating Helen Dawson]
Resolution congratulating Helen Dawson on her Diamond Jubilee Anniversary celebrating 30 years in real estate.

File 006-94-065, Resolution No. 901-94

Supervisor Maher presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Kaufman - 3.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS
NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[New Employee Registry]
Substitute Ordinance amending Administrative Code, Chapter 18 by adding Section 18.14 requiring the Controller to file with the Employment Development Department information on persons employed by the City and County of San Francisco. Supervisor Maher presented. Referred to Government Efficiency and Labor Committee.

File 097-93-064.

[Sunshine Task Force]
Ordinance amending Administrative Code, Chapter 67 by amending Section 67.30 to change the composition of the Sunshine Task Force. Supervisor Shelley presented. Referred to Rules Committee.

File 097-94-014.03.

[Family Support - Collection Intervention]
Ordinance amending the Administrative Code by adding Section 10.117-47.A to authorize the District Attorney to establish a collection mechanism for family support that would allow any support payee in San Francisco to have any or all support paid through the Family Support Bureau without requiring the payee to open a case through the Title IV-D Child Support Program. Supervisor Maher presented. Referred to Health/Public Safety/Environment Committee.

File 097-94-071.

[Appropriation, Registrar of Voters]
Ordinance appropriating $56,343, Registrar of Voters, from the General Fund Reserve, to provide additional election services. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the November 2, 1994 meeting.

File 101-94-025.

[Nonpotable and Reclaimed Water Use Master Plan]
Ordinance amending Public Works Code, Part II, Chapter 10 by amending Section 1203 and 1209 providing for a schedule for completion of the Nonpotable and Reclaimed Water Use Master Plan and adding Treasure Island, Yerba Buena Island and Hunters Point Naval Shipyard areas to the Reclaimed Water Use Area Map. Supervisor Migden presented. Referred to Housing and Land Use Committee with request it be considered at the November 3, 1994 meeting.

File 123-94-005.

[Child Support Compliance]
Ordinance amending Part III, Municipal Code, Article 12-B by adding Section 1007.4 to prohibit the issuance of an annual business registration certificate to an individual who is out of compliance with a child support order or judgment. Supervisor Maher presented. Referred to Health/Public Safety/Environment Committee.

File 127-94-012.

Referred to Board

[Visit of Vladimir Zhirinovsky]
Resolution urging the State Department not to grant a Visa to Vladimir Zhirinovsky, condemning his racist and anti-Semitic statements and policies, and urging that no official welcome or city services be provided him during his visit here. Supervisors Hallinan, Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 31, 1994.

File 013-94-032.

Referred to Committee

[Sec 108 Loan Guarantee & Economic Dev.]
Resolution authorizing the Mayor to apply for, receive and expend a loan of Section 108 Loan Guarantee Funds in a total amount not to exceed $6,000,000 and an associated grant of Economic Development Initiative funds in a total amount not to exceed $600,000 both from the U.S. Department of Housing and Urban Development for a small business revolving loan program authorized under Section 108 of the Housing and Community Development Act of 1974, as amended and secured with CDBG Program Funds. Indirect costs associated with the acceptance of the loan fund will be provided from the CDBG Program. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the October 26, 1994 meeting.

File 068-94-013.

Referred to Board

[Appointment, CSAC]
Resolution appointing Supervisor Willie B. Kennedy, vice herself, as member of the Board of Directors, California State Association of Counties, for one year term ending at the 1995 annual meeting of the association. Supervisor Migden presented. Referred to Board for Adoption Without Committee Reference Calendar October 31, 1994.

File 092-94-054.01.

[Official Newspaper, Substitute]
Resolution designating the San Francisco Independent as the substitute official newspaper of the City and County for official advertising, except consecutive day advertising, commencing only upon a determination by the City Purchaser that the San Francisco Examiner is not able to publish and circulate as the City's official newspaper for any period of time during fiscal year 1994-1995, and terminating upon a determination by the City Purchaser that the San Francisco Examiner is able to resume publication and circulation as the City's official newspaper. Supervisor Hallinan presented. Referred to Board for Adoption Without Committee Reference Calendar October 31, 1994.

File 112-94-003.01.

Called from Committee

[Merrill Lynch and Company]
Substitute Resolution urging Merrill Lynch and Pony Express to observe the SEC ban and U.S. Labor laws. Supervisor Maher presented. Called from Committee with direction to schedule for Board consideration on October 31, 1994.

File 176-94-006.

Referred to Board

[Photo Enforcement Equipment Feasibility Study]
Resolution urging the Department of Parking and Traffic to conduct a feasibility study for installing photo enforcement equipment at high risk intersections to curtail accidents as a result of motorists running red lights. Supervisors Leal, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 31, 1994.

File 190-94-006.

[Art Commission Gallery, 155 Grove Street]
Resolution permitting the Art Commission limited entry to 155 Grove
Street to install window displays of artwork. Supervisors Hallinan, Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 31, 1994.

File 197-94-007.

[Telecommunications Contract, Motorola Inc.]
Resolution finding by the Board of Supervisors that the 800 MHz Management and Radio Systems Engineering with Optional 911 Project being negotiated between the Chief Administrative Officer and Motorola, Inc. should be subject to competitive bidding; urging the Mayor to urge the Chief Administrative Officer to notify the Board of Supervisors in all cases where contracts for services exceed $1,000,000 and urging the Mayor to urge the Purchaser to provide a list of all contracts in the last five years that were not subject to competitive bidding whose value exceeded $1,000,000. Supervisors Alioto, Kennedy, Leal, Shelley, Maher, Migden presented. Referred to Budget Committee with request it be considered at the October 26, 1994 meeting.

File 229-94-002.

[Base Transition Public Power]
Resolution urging the Mayor to urge the Public Utilities Commission to begin contacting military base reuse authorities for the purpose of providing power to military facilities undergoing the base transition process. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar October 31, 1994.

File 244-94-003.06.

Referred to Board

[Base Closures Environmental Clean-up Process]
Resolution urging the Secretary of Defense to ensure full community participation in the environmental clean-up process at Hunters Point, Treasure Island and the Presidio and an expansion of the scope of the Restoration Advisory Boards (RABS) to include both clean-up and compliance issues. Supervisors Shelley, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar October 31, 1994.

File 244-94-018.01.

Referred to Committee

[Child Support Payments]
Resolution urging the Superior Court to amend its local rules and urging the District Attorney, when seeking child support, to presume that overtime pay will continue at the same rate it has been earned in the preceding twelve months or in the amount shown by the evidence, and to attribute to a non-complying parent income based on 150 percent of the average wage or the gross income indicated by the evidence, whichever is greater. Supervisor Maher presented. Referred to Health/Public Safety/Environment Committee.

File 291-94-001.

[Abusive Domestic Behavior]
Resolution declaring it to be the policy of the City and County to encourage judges to award reasonable costs and fees, except in the most extreme and unusual circumstances, to question victims of abusive behavior to determine if such expenses have been incurred, to advise unrepresented victims to determine if they have availed themselves of the services provided by agencies which aid persons abused in domestic relationships and to establish procedures to notify defaulting abusive parties and schedule hearings to determine an appropriate award of attorney fees, costs and restitution. Supervisor Maher presented. Referred to Health/Public Safety/Environment Committee.

File 291-94-002.

[Child Support Obligations Policy]
Resolution declaring it to be the policy of the City and County to require parents to fulfill their child support obligations and urging the California Legislature to amend the family code consistent with this policy of the City and County by requiring the District Attorney and the local courts, when computing child support, to presume a parent's overtime pay will continue at the same rate earned in the preceding twelve months and to impute to non-complying parents a gross income based on 150 percent of the average annual wage, or the income indicated by the evidence, whichever is greater. Supervisor Maher presented. Referred to Health/Public Safety/Environment Committee.

File 291-94-003.

Requests for Hearings:

File 244-94-018.02. [Toxicity in Bayview-Hunters Point] Hearing to consider the current level of toxicity and number of waste-producing sites in the Bayview-Hunters Point area, as well as to consider the implications for area residents of the possible construction of a cogeneration facility in that area. Supervisors Hallinan, Alioto, Bierman, Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 292-94-001. [Eviction, Casa Costanzo] Hearing to consider the recent eviction notice served on the residents of Casa Costanzo. Supervisor Alioto presented. Referred to Housing and Land Use Committee.

File 030-94-001.21. [Needle Exchange Emergency] Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Alioto, Leal, Bierman, Shelley, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar October 31, 1994.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 045-94-058. [Settlement of Litigation, Martinez vs CCSF] Ordinance authorizing settlement of litigation entitled "Martinez vs. City and County of San Francisco, et al.", by payment of $38,500. (Northern District Case No. 92-04638-WHO) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-059. [Settlement of Litigation, Gatti v CCSF] Ordinance authorizing settlement of litigation of Gatti against the City and County of San Francisco by payment of $24,000. (Superior Court No. 947-287) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-060. [Settlement of Litigation, Parrish v. CCSF] Ordinance authorizing settlement of litigation entitled "Parrish v. City and County of San Francisco" by payment of $55,000. (Superior Court No. 946-090) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-061. [Settlement of Litigation, Brenda Conway] Ordinance authorizing settlement of litigation of Brenda Conway against the City and County of San Francisco by payment of $75,000. (Superior Court No 952-399) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-069. [Library Materials Replacement Fund] Ordinance amending Administrative Code by adding Section 10.117-112 thereto, to create a special fund for the deposit of replacement charges paid by library patrons for lost books and materials. (Public Library) Referred to Budget Committee.

File 101-94-023. [Appropriation & Certification, DPW, $70,585] Ordinance appropriating and certifying $70,585, Department of Public Works, for capital improvement project to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken, for fiscal year 1994-95. RO #94095 (Controller) Referred to Budget Committee.

File 101-94-024. [Appropriation, Treasurer/Tax Collector, $108,600] Ordinance appropriating $108,600, Treasurer/Tax Collector, for non-personal services, materials and supplies, equipment and services of other departments for fiscal year 1994-95. RO #94097 (Controller) Referred to Budget Committee.

File 118-94-004. [Fees for Animal Care] Ordinance amending the Health Code Sections 41.9 and 41.10 to increase fees charged by the Department of Animal Care and Control for animal adoptions, redemption of impounded animals, spay/neuter deposits and daily care if impounded animals and authorizing Animal Control Officer to charge the actual cost of spaying or neutering impounded animals, to waive any fees in the event of the owner's extreme financial difficulty, and to charge a penalty fee for redemption of animals impounded more than once by animal control. (Animal Care and Control Department) Referred to Budget Committee.

Resolutions Referred to Committee

File 028-94-014. [Eddy, Ellis, & Larkin Streets Sewer Replacement] Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewers in Eddy, Ellis, and Larkin Streets in the Civic Center Area - $673,850. (Department of Public Works) Referred to Budget Committee.

File 048-94-024. [Settlement of Claim, Ramon & Clemencia Tarifa] Resolution approving the settlement of the unlitigated claim of Ramon and Clemencia Tarifa by payment of $12,000. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 048-94-025. [Settlement of Claim, Christine Devincenzi] Resolution approving the settlement of the unlitigated claim of Christine Devincenzi by payment of $9,300. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 064-94-019. [Lease of Property, 621 Mission/109 New Montgomery] Resolution authorizing lease of real property at 621 Mission Street/109 New Montgomery Street for the District Attorney Family Support Bureau. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 064-94-020. [Lease of Property, 44 Gough Street] Resolution authorizing execution of a lease of real property at 44 Gough Street for the Department of Human Resources. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 082-94-008. [Noise Easements Acquisition, San Mateo County] Resolution authorizing the acquisition of thirty-two noise easements in unincorporated San Mateo County as part of the County of San Mateo's Aircraft Noise Insulation Project, Phase I. (Real Estate Department) Referred to Budget Committee.

File 146-94-030. [Federal Grant, Chlamydia Diagnostic Services] Resolution authorizing the Department of Public Health, Community Public Health Services, to apply for retroactively, and accept and expend a grant of $1,646,513, which includes indirect costs in the amount of $25,314, based on 22.2% of salaries from the Centers for Disease Control for specialized Chlamydia diagnostic services and research and surveillance activities; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 147-94-005.01. [State Grant, Chronic/Terminal Illness] Resolution authorizing the San Francisco Public Library to accept and expend $116,860 in grant funds awarded by the California State Library from Title 1 of the (Federal) Library Services and Construction Act for providing volunteer based library services for homebound chronically and terminally ill San Franciscans for fiscal year 1994-95; indirect costs are included in these funds. (See File 147-94-5). (Public Library) Referred to Government Efficiency/Labor Committee.

File 148-94-002.02. [State Funds for Roadway Improvements] Resolution authorizing the Director of Public Works to expend up to $1,267,425 from the State of California for roadway work on City streets in accordance with the State-Local Transportation Partnership Program (4th Cycle) foregoing reimbursement of indirect costs. (Also see Files 148-94-2 and 148-94-2.1). (Department of Public Works) Referred to Government Efficiency/Labor Committee.

File 150-94-003. [India Basin Restoration Project, Site 2] Resolution authorizing the Recreation and Park Department to apply for grant funds of $220,000 which includes $14,000 in indirect costs, from the Habitat Conservation Fund Program, for India Basin Wetlands Restoration Project, Site 2. (Also see Files 150-91-3, 150-91-3.1 and 150-91-3.2.) (Recreation and Park Department) Referred to Government Efficiency/Labor Committee.

File 153-94-001. [Federal Grant, Food Stamp Enrollment Assistance] Resolution authorizing the Department of Social Services to apply for, accept and expend retroactively a Federal grant in the amount of $79,193 which includes an indirect cost of $13,199 from the U.S. Department of Agriculture, Food and Nutrition Service, for the period September 30, 1994 through September 30, 1995, to provide a client enrollment assistance demonstration project to help low income families with children and recently legalized immigrants apply for food stamps. (Department of Social Services) Referred to Government Efficiency/Labor Committee.

File 191-94-003. [Transfer to General Fund 1994/95 - $15,000.000] Resolution concurring with the Public Utilities Commission's fact finding that a fund surplus exists in the utilities which can be transferred to the General Fund. (Public Utilities Commission) Referred to Budget Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Alioto, that City Attorney prepare legislation amending Section 37.4 of the Administrative Code to clarify that a "home for the aged" is defined as senior housing which encompasses support services as well as housing services.

By Supervisor Alioto, that City Attorney prepare legislation amending Ordinance 413 and Ordinance 414 (Regarding Franchise Agreements) to remove references to Article XI, Section 19 of the California State Constitution.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Ryan Chin (By the entire Board)
Joseph Boykins (By Supervisor Kennedy)
Calvin Samm (By Supervisor Hallinan)
Jimmie G. Low (By Supervisor Bierman)
Maurice Savin (By Supervisor Bierman

File 2-94-43

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 3:15 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on November 7, 1994.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, October 31, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 44

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, October 31, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:17 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Conroy, Leal - 2.

Quorum present.

Supervisor Conroy was noted present at 2:19 p.m.

Supervisor Leal was noted present at 2:18 p.m.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Tuesday, October 11, 1994 and Monday, October 17, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, Department of Public Works]
Ordinance appropriating and certifying $71,596, Department of Public Works, for capital improvement project (Bartlett Street sewer replacement) to cover ten percent overage as per Charter Section 7.203, providing for ratification of action previously taken, for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-17, Ordinance No. 372-94

Finally passed.

[Contractors Parking Permits, Pest Control Firms]
Ordinance amending Traffic Code to authorize the Director of Parking and Traffic to issue to a pest control company a parking permit for company vehicles parked within a meter zone. (Supervisors Alioto, Bierman, Hsieh)

File 124-94-7, Ordinance No. 383-94

(Amends Section 202.C)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Airport, Concession Lease]
Ordinance approving the "North Terminal Hub Principal Concession Lease" between Host International, Inc. and the City and County of San Francisco acting by and through its Airports Commission. (Airports Commission)

File 27-94-15, Ordinance No. 378-94

(Fiscal Impact)

Finally passed.

[Settlement of Litigation, Carol A. Molnar]
Ordinance authorizing settlement of litigation of Carol A. Molnar against the City and County by payment of $19,000. (City Attorney)

File 45-94-55, Ordinance No. 375-94

(Superior Court No. 944-657.)

Finally passed.

[Settlement of Litigation, Renee Hicks]
Ordinance authorizing settlement of litigation of Renee Hicks against the City and County by payment of $25,000. (City Attorney)

File 45-94-56, Ordinance No. 376-94

(Superior Court No. 946-701.)

Finally passed.

[Settlement of Litigation, Bruce Mansell]
Ordinance authorizing settlement of litigation of Bruce Mansell against the City and County by payment of $8,800. (City Attorney)

File 45-94-57, Ordinance No. 377-94

(Superior Court No. 954-398.)

Finally passed.

[Easement, California Department of Water Resources]
Ordinance authorizing the grant of an easement to the State of California, Department of Water Resources over City-owned property in Alameda County. (Public Utilities Commission)

File 82-94-7, Ordinance No. 379-94

Finally passed.

[Bids with Alterations or Erasures; Bid Protests]
Ordinance amending Administrative Code relating to alterations or erasures on bids for public works or improvements, and limit on time in which a bidder must submit a bid protest. (Department of Public Works)

File 97-94-64, Ordinance No. 381-94

(Amends Section 6.19.)

Finally passed.

[Membership]
Ordinance amending Administrative Code to provide for Department of Social Services membership in the San Francisco Chamber of Commerce. (Department of Social Services)

File 97-94-65, Ordinance No. 382-94

(Amends Section 16.6-11.)

Finally passed.

Recommendations of Housing and Land Use Committee

Adopted

[Stop Signs, Various Locations]
Resolution designating and rescinding certain intersections as "stop" intersections. (Department of Parking and Traffic)

File 18-94-17, Resolution No. 951-94

(Stop Signs - Establish

Harrison and Mariposa Streets, northeast corner, stopping westbound Mariposa Street traffic (stops the stem of this T-intersection).

Hickory and Gough Streets, southwest corner, stopping eastbound Hickory Street traffic (presently uncontrolled).

Hickory and Laguna Streets, southwest corner, stopping eastbound Hickory Street traffic (presently uncontrolled).

Underwood Avenue and Ingalls Street, northwest and southeast corners, stopping Ingalls Street traffic (makes this an all-way Stop).

Yosemite Avenue and Ingalls Street, northwest and southeast corners, stopping Ingalls Street traffic (makes this an all-way Stop).

Twenty-Fifth and Douglass Streets, northwest and southeast corners, stopping Douglass Street traffic (makes this an all-way Stop).

Ellert and Bennington Streets, northeast and southwest corners, stopping Ellert Street traffic (presently uncontrolled).

Franconia and Samoset Streets, northwest corner, stopping eastbound Samoset Street traffic (stops the stem of this T-intersection).

Newman and Bennington Streets, northeast and southwest corners, stopping Newman Street traffic (presently uncontrolled).

Ogden and Anderson Streets, northeast and southwest corners, stopping Ogden Street traffic (presently uncontrolled).

Stop Signs - Rescind

Treat Avenue and Alameda Street, northwest corner, stopping southbound Treat Avenue traffic.)

Adopted.

[Parking Regulations, Various Locations]
Resolution enacting and rescinding parking regulations at various locations. (Department of Parking and Traffic)

File 19-94-14, Resolution No. 952-94

(Tow-Away, No Parking 7 P.M. - 3 P.M.
Market Street, north side, between Franklin and Rose Streets (replaces a 90-foot bus zone and metered parking for three automobiles and two motorcycles).

Parking Meter Area No. 3 (One-Hour Time Limit, 7 A.M. - 6 P.M., Monday Through Saturday) - Extend
Rose Street, north side, between Market and Gough Streets.

No Parking Anytime - Rescind
Brady Street, east side, from Market Street to 127 feet southerly (127-foot zone).

Clayton Street, west side, from 0 feet to 37 feet and from 186 feet to 284 feet north of Corbett Street (37-foot and 98-foot zones).

No Parking Anytime - Establish
Brady Street, west side, between Market and Stevenson Streets.

Executive Park Boulevard, both sides, between Executive Park Boulevard East and Executive Park Boulevard West.)

Adopted.

[Traffic Regulations, Mid-Block Crosswalk]
Resolution enacting and rescinding traffic regulations on various streets. (Department of Parking and Traffic)

File 20-94-15, Resolution No. 953-94

(Left Lane Must Turn Left - Establish
Arguello Boulevard, southbound, at Fulton Street.
Folsom Street, eastbound, at Third Street.
Folsom Street, eastbound, at Main Street.
Spear Street, southbound, at Harrison Street.
Steuart Street, southbound, at Folsom Street.

Right Lane Must Turn Right - Establish
Folsom Street, westbound, at Main Street.

(Crosswalk Closures - Establish
Market and Franklin Streets, west crosswalk, crossing Market Street.

Market and Twelfth Streets, west crosswalk, crossing Market Street.

Market and Gough Streets, west crosswalk, crossing Market Street.

Market and Valencia Streets, east crosswalk, crossing Market Street.

Tow-Away, No Stopping Anytime - Rescind
Tow-Away, No Stopping 7 - 9 A.M. and 4 - 6 P.M., Except Sunday - Establish
Market Street, south side, from 118 feet to 239 feet east of Brady Street. (Shortens tow-away zone by 121 feet to accommodate additional parking meters for five automobiles and three motorcycles during off-peak hours.)

Right Turn Only - Establish
Valencia Street, northbound, at Market Street.

Tow-Away, No Stopping, Monday Through Friday, 3 P.M. - 7 P.M. - Establish
Market Street, north side, between Franklin and Rose Streets (replaces a 90-foot bus zone and metered parking for three automobiles and two motorcycles).

Mid-Block Crosswalk - Establish
Lake Merced Boulevard and Lake Merced Hill driveway, south side, crossing Lake Merced Boulevard.)

Adopted.

Recommendation of Rules Committee

Finally Passed

[Conflict of Interest Code]
Ordinance amending the Conflict of Interest Code of the City and County of San Francisco, as required each two years by State law, to delete various obsolete positions and to add various new positions, and to make other technical changes by amending many sections of San Francisco Administrative Code. (Clerk of the Board)

File 97-94-62, Ordinance No. 380-94

(Amends Chapter 58, various sections.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

REGULAR CALENDAR

UNFINISHED BUSINESS

From Housing and Land Use Committee with Recommendation "Do Not Pass"

Adopted

[Final Negative Declaration, 892 Corbett Avenue]
Resolution adopting Final Negative Declaration, finding and determining that the reclassification of property at 892 Corbett Avenue from an RH-1 (House, One-Family) District to an RM-1 (Mixed Residential, Low Density) District, will have no significant impact on the environment, and adopting and incorporating findings of the Final Negative Declaration. (Department of City Planning)

File 36-94-6.1, Resolution No. 954-94

(October 24, 1994 - Consideration continued to October 31, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Noes: Supervisors Bierman, Maher, Migden - 3.

Passed for Second Reading

[Zoning Map Amendment, 892 Corbett Avenue]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located at 892 Corbett Avenue, Lot 13, in Assessor's Block 2779, from an RH-1 (House, One-Family), District to an RM-1 (Mixed Residential, Low Density) District and adopting findings pursuant to City Planning Code Sections 101.1 and 302(c); companion measure to File 36-94-6.1. (Department of City Planning)

File 36-94-6, Ordinance No.

(Approved by City Planning Commission Resolution No. 13621.)
(October 24, 1994 - Consideration continued to October 31, 1994.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Noes: Supervisors Bierman, Maher, Migden - 3.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, District Attorney]
Ordinance appropriating and rescinding $70,965, District Attorney, to transfer funds from salaries and equipment-lease purchase, to equipment, for the purchase of a dictaphone system, for fiscal year 1994-95; providing for ratification of action previously taken. (Supervisor Alioto)

File 101-94-19, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

[Appropriation, DPH/Mental Health]
Ordinance appropriating $848,942, Department of Public Health, Mental Health and Substance Abuse Services, to medical services contracts for the continuation of substance abuse services, for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-20, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, DPH/Community Mental Health]
Ordinance appropriating $2,016,226, Department of Public Health, Community Mental Health Department, for salaries and mandatory fringe benefits for the creation of 40 positions to provide forensic services at the new Sheriff's facility for fiscal year 1994-95 (funded from the General Fund Reserve, $994,704, and rescission of professional services, $1,071,522). (Controller)

File 101-94-21, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The President resumed the Chair.

[Annual Salary Ordinance]
Ordinance amending Annual Salary Ordinance, 1994-95, Department of Public Health, Division of Mental Health and Substance Abuse Services, reflecting the addition of 40 positions to provide medical services at the sheriff's facility; companion measure to File 101-94-21. (Department of Human Resources)

File 102-94-4, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Fire Department]
Ordinance appropriating $3,408,841, Fire Department, from 1989 Earthquake Safety Improvement Bond proceeds for capital improvements to various fire stations, for fiscal year 1994-95; placing $2,741,638 on reserve. (Supervisor Alioto)

File 101-94-22, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Appointment of President Pro Tempore

At the request of the President, Supervisor Migden assumed the Chair.

Adopted

[Federal Grant Funds]
Resolution authorizing the Mayor to apply for and receive a loan of Section 108 Loan Guarantee Funds in a total amount not to exceed six million dollars ($6,000,000) and an associated grant of Economic Development Initiative Funds in a total amount not to exceed six hundred thousand dollars ($600,000) both from the U.S. Department of Housing and Urban Development for a Small Business Revolving Loan Program authorized under Section 108 of the Housing and Community Development Act of 1974, as amended and secured with Community Development Block Grant Program Funds; indirect costs associated with the acceptance of the loan funds will be provided from the Community Development Block Grant Program. (Supervisors Hsieh, Alioto, Bierman)

File 68-94-13, Resolution No. 955-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Leal assumed the Chair so the President could participate in the debate from the floor.

Adopted as Amended

[Franchise Fee, Pacific Gas and Electric]
Resolution urging the Mayor to urge the Public Utilities Commission and the Chief Administrative Officer to explore a franchise fee rate increase to Pacific Gas and Electric. (Supervisors Alioto, Bierman, Hallinan)

File 285-94-2.1, Resolution No. 963-94

Supervisor Hallinan, seconded by Supervisor Alioto, moved to amend line 16, before the word "two" by adding "a minimum" and after the word "to" by inserting "a minimum"; amend lines 19 and 20 by deleting the words, "from two percent" and by adding "a minimum" before the word "four percent".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Noes: Supervisor Maher - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

The President resumed the Chair.

Adopted

[Zero Base Budget Analysis]
Motion directing the Board of Supervisors' Budget Analyst to conduct a "zero base" budget analysis of various City departments designated by the Budget Committee and directing the Clerk of the Board to submit a supplemental appropriation to the Mayor for funds necessary to conduct the "zero base" budget analysis. (Supervisors Hsieh, Alioto, Bierman)

File 54-94-12

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Conroy - 1.

Appointment of President Pro Tempore

At the request of the President, Supervisor Migden assumed the Chair so the President could participate in the debate from the floor.

From Budget Committee Without Recommendation

Consideration Continued

[Competitive Bidding for 800 MHz Project]
Resolution finding by the Board of Supervisors that the 800 MHZ Management and Radio Systems Engineering with Optional 911 Project being negotiated between the Chief Administrative Officer (CAO) and Motorola, Inc., should be subject to competitive bidding; and urging the Mayor to urge the CAO to notify the Board of Supervisors in all cases where contracts for services exceed $1,000,000; and urging the Mayor to urge the Purchaser to provide a list of all contracts in the last five years that were not subject to competitive bidding, whose value exceeded $1,000,000. (Supervisors Alioto, Kennedy, Leal, Maher, Migden)

File 229-94-2, Resolution No.

Supervisor Alioto, seconded by Supervisor Bierman, moved to continue consideration to November 14, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 10.

Absent: Supervisor Hsieh - 1.

The President resumed the Chair.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading

[Locking Garbage/Refuse Receptacles]
Ordinance amending Public Works Code, by adding a new subsection (b) authorizing the Director of Public Works to require locks on refuse containers of commercial establishments in areas open to the public. (Supervisors Shelley, Alioto, Conroy, Kaufman)

File 123-94-2, Ordinance No.

(Amends Section 170.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

In connection with the above item, Supervisors Conroy, Kaufman requested to be added as co-sponsors.

Tabled

[Sidewalk Cleaning Required]
Ordinance amending Public Works Code, to specify that stains and accumulated grime on sidewalks are a nuisance and to require every sidewalk, public stairway or public pedestrian right of way to be cleaned and maintained by the abutting property owner. (Supervisors Shelley, Alioto)

File 123-94-3, Ordinance No.

(Amends Section 174.)

Supervisor Shelley, seconded by Supervisor Leal, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Migden - 4.

Passed for Second Reading

[Sidewalk Cleanliness Responsibility]
Ordinance amending Public Works Code, to require that businesses occupying property abutting a public right-of-way maintain said public right-of-way in a clean state. (Supervisors Shelley, Alioto, Conroy, Bierman, Kaufman)

File 123-94-4, Ordinance No.

(Amends Sections 174, 174.1, 174.2, 174.3, 174.4 and 174.5.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

In connection with the above item, Supervisors Conroy, Bierman, Kaufman requested to be added as co-sponsors.

[Business Registration Certificate, Clean Sidewalks]
Ordinance amending Part III of the Municipal Code, to prohibit the Tax Collector from issuing or renewing Business Registration Certificates where costs and/or charges were assessed under the Public Works Code against a person who failed to abate a nuisance regarding litter or cleanliness of an abutting sidewalk or public right-of-way. (Supervisors Shelley, Alioto, Conroy, Bierman, Kaufman)

File 127-94-11, Ordinance No.

(Amends Article 12.5, Section 1007.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hsieh, Maher - 3.

In connection with the above item, Supervisors Conroy, Bierman, Kaufman requested to be added as co-sponsors.

Adopted

[Safe Streets Now]
Resolution urging the Mayor to create the "Safe Streets Now" Program to assist community groups in bringing actions in Small Claims Court against property owners responsible for the ownership, operation or maintenance of drug houses. (Supervisors Shelley, Alioto, Bierman)

File 207-94-7.1, Resolution No. 961-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Shelley - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Migden - 5.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Crime Stoppers]
Resolution establishing the "Crime Stoppers" Program in San Francisco to partner the efforts of concerned residents, law enforcement agencies and the news media to reduce crime and improve the quality of life in San Francisco. (Supervisors Shelley, Alioto, Bierman)

File 207-94-14, Resolution No. 959-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Shelley - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Migden - 5.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Zoning Change, Colonial Way]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of property located at 24-42 Colonial Way, Lots 15, 32, 33, 34 and 35 in Assessor's Block 3144A from an NC-1

(Neighborhood Commercial Cluster) District (Lot 15) and a "P" (Public Use) District (Lots 32, 33, 34 and 35) to an RH-1 (House, One Family) District and adopting findings pursuant to City Planning Code Sections 101.1 and 302(c). (City Planning Department)

File 36-94-7, Ordinance No.

(Approved by City Planning Commission Resolution No. 11612.)
(General Rule Exclusion from Environmental Impact Review.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Migden - 4.

[Water Conservation Permit Exemption]
Ordinance amending Plumbing Code by amending Section 30.2(d) and adding Section 30.2(i), to exempt from permit requirements the replacement of certain water conservation devices and toilets. (Supervisors Leal, Alioto)

File 120-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Migden - 4.

In connection with the above item, Supervisors Leal, Alioto requested to be added as co-sponsors.

Adopted

[Water Quality Control]
Resolution urging the Chief Administrative Officer and Director of Public Works to continue to study and include in a Bayside Discharge Alternatives Report environmentally beneficial alternatives for wastewater treatment discharge. (Supervisors Bierman, Shelley, Migden, Leal, Alioto)

File 5-94-1, Resolution No. 948-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Migden - 4.

In connection with the above item, Supervisors Leal, Alioto requested to be added as co-sponsors.

[Water Quality Control]
Resolution urging the Regional Water Quality Control Board to grant an extension to the City and County to select a Bayside Discharge Alternative. (Supervisors Bierman, Shelley, Migden, Alioto)

File 5-94-2, Resolution No. 949-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Shelley - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Migden - 4.

Called from Economic Vitality and Social Policy Committee

Adopted

[Merrill Lynch and Company]
Resolution urging Merrill Lynch and Pony Express to observe the Securities Exchange Commission ban and U.S. labor laws. (Supervisors Maher, Shelley, Alioto)

File 176-94-006, Resolution No. 964-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden, Shelley - 9.

Noes: Supervisor Kaufman - 1.

Absent: Supervisor Conroy - 1.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

Conference with Labor Negotiator - Collective Bargaining

Consideration Continued

Motion that the Board of Supervisors convene in closed session with Wendell Pryor, Director of Human Resources, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions) with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

Supervisor Bierman, seconded by Supervisor Kennedy, moved to continue consideration to November 17, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal - 6.

Absent: Supervisors Conroy, Hsieh, Maher, Migden, Shelley - 5.

After a closed session, if one occurs, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

Consideration Continued

Motion that the Board of Supervisors finds that it is in the best interest of the public and elects not to disclose its closed session deliberations in pending employee relations negotiations.

Supervisor Bierman, seconded by Supervisor Kennedy, moved to continue consideration to November 17, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal - 6.

Absent: Supervisors Conroy, Hsieh, Maher, Migden, Shelley - 5.

Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

Supervisor Bierman, seconded by Supervisor Kennedy, moved to continue consideration to November 17, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal - 6.

Absent: Supervisors Conroy, Hsieh, Maher, Migden, Shelley - 5.

SPECIAL ORDER - 3:00 P.M.

Hearing Held

[Public hearing]
Hearing appealing decision of the City Planning Commission by its Motion No. 1374B, approving Conditional Use Application No. 93.723C, of property located at 45 Farallones Street to establish a residential care facility within a former church rectory by Walden House Inc., and adopting findings pursuant to City Planning Code Section 101.1.

File 37-94-7

(Appeal filed September 26, 1994.)

(Categorically exempt from Environmental Review.)

The following persons were sworn in and granted privilege of the floor:

Appellants:
Max Chenier, Velma Wills, Helen Williams, Minnie Ward,
Susie Lucas, Jan Bolaffi, Mary Helen Briscoe,
Dr. Wayne Lanier, Joe Konopka, Marian Aird, Tom Smith,
Karen Crommie, Patricia Vaughey, Dehnert Queen,
John Barbey, Flora Rains, Josefa Perez.

Respondents:
Robert Passmore, representing City Planning Commission and
City Planning Department;
Ernest Brown, Arlene M. George.

There being no one else present wishing to speak, the President declared the hearing closed.

(Only one of the following two motions should be adopted.)

Consideration Continued

[Zoning Appeal]
Motion approving decision of the City Planning Commission by its Motion No. 13748, approving Conditional Use Application No. 93.723C, of property located at 45 Farallones Street, and adopting findings pursuant to City Planning Code Section 101.1.

File 37-94-7.1

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to continue consideration to November 14, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Zoning Appeal]
Motion disapproving decision of the City Planning Commission by its Motion No. 13748, approving Conditional Use Application No. 93.723C, of property located at 45 Farallones Street.

File 37-94-7.2

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to continue consideration to November 14, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Findings]
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 93.723C of property located at 45 Farallones Street, for action by the Board at its next meeting.

File 37-94-7.3

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to continue consideration to November 14, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

SPECIAL ORDER - 3:00 P.M.

Hearing Held;
Consideration Continued

[Public hearing]
Hearing to consider proposed Ordinance amending Part III of the Municipal Code to require that payroll and business taxpayers file a tax return in order to be eligible for the small business exemption for tax liabilities arising on or after January 1, 1995.

File 127-94-10

(A second public hearing is scheduled for December 5, 1994.)

The privilege of the floor was granted to the following person:

Dehnert Queen.

There being no one else present wishing to testify, the President closed the hearing.

Supervisor Maher, seconded by Supervisor Kaufman, moved to continue consideration to December 5, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 9.

Absent: Supervisors Bierman, Conroy - 2.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, Mission Bay, wetlands;
Tom Jacobson, ambulance response time, 911;
Al, anti abandonment of property ordinance;
Edith McMillan, official newspaper.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Visit of Vladimir Zhirinovsky]
Resolution urging the State Department not to grant a Visa to Vladimir Zhirinovsky, condemning his racist and anti-Semitic statements and policies, and urging that no official welcome or city services be provided him during his visit here. (Supervisors Hallinan, Bierman, Alioto)

File 013-94-032, Resolution No. 950-94

(October 24, 1994 - Introduced in Board for consideration on October 31, 1994.)

Adopted.

[Appointment, CSAC]
Resolution appointing Supervisor Willie B. Kennedy, vice herself, as member of the Board of Directors, California State Association of Counties, for one-year term ending at the 1995 annual meeting of the association. (Supervisor Migden)

File 092-94-054.01, Resolution No. 956-94

(October 24, 1994 - Introduced in Board for consideration on October 31, 1994.)

Adopted.

[Official Newspaper, Substitute]
Resolution designating the San Francisco Independent as the substitute official newspaper of the City and County for official advertising, except consecutive day advertising, commencing only upon a determination by the City Purchaser that the San Francisco Examiner is not able to publish and circulate as the City's official newspaper for any period of time during fiscal year 1994-1995, and terminating upon a determination by the City Purchaser that the San Francisco Examiner is able to resume publication and circulation as the City's official newspaper. (Supervisor Hallinan)

File 112-94-003.01, Resolution No. 944-94

(October 24, 1994 - Introduced in Board for consideration on October 31, 1994.)

Adopted.

[Photo Enforcement Equipment Feasibility Study]
Resolution urging the Department of Parking and Traffic to conduct a feasibility study for installing photo enforcement equipment at high risk intersections to curtail accidents as a result of motorists running red lights. (Supervisors Leal, Alioto, Bierman)

File 190-94-006, Resolution No. 957-94

(October 24, 1994 - Introduced in Board for consideration on October 31, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Art Commission Gallery, 155 Grove Street]
Resolution permitting the Art Commission limited entry to 155 Grove Street to install window displays of artwork. (Supervisors Hallinan, Bierman, Alioto)

File 197-94-007, Resolution No. 958-94

(October 24, 1994 - Introduced in Board for consideration on October 31, 1994.)

Adopted.

[Base Transition Public Power]
Resolution urging the Mayor to urge the Public Utilities Commission to begin contacting military base reuse authorities for the purpose of providing power to military facilities undergoing the base transition process. (Supervisors Shelley, Bierman)

File 244-94-003.06, Resolution No. 960-94

(October 24, 1994 - Introduced in Board for consideration on October 31, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Base Closures Environmental Clean-up Process]
Resolution urging the Secretary of Defense to ensure full community participation in the environmental clean-up process at Hunters Point, Treasure Island and the Presidio and an expansion of the scope of the Restoration Advisory Boards (RABS) to include both clean-up and compliance issues. (Supervisors Shelley, Alioto, Bierman)

File 244-94-018.01, Resolution No. 962-94

(October 24, 1994 - Introduced in Board for consideration on October 31, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisors Alioto, Leal, Bierman, Shelley, Migden)

File 030-94-001.21

(October 24, 1994 - Introduced in Board for consideration on October 31, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal - 6.

Absent: Supervisors Conroy, Hsieh, Maher, Migden, Shelley - 5.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-44, Resolution No. 916-94

(Annemarie Conroy, member, Board of Supervisors, November 16 - 21; Willie B. Kennedy, member, Board of Supervisors, December 7 - 11; John L. Taylor, Clerk of the Board, November 13 - 19; Sharon Gadberry, member, Human Rights Commission, October 24 - November 2; Edwin Lee, Director, Human Rights Commission, November 10 - 23; Jim Mayo, member, Human Rights Commission, October 27 - 29, 1994.)

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal - 6.

Absent: Supervisors Conroy, Hsieh, Maher, Migden, Shelley - 5.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the following motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Purely Commendatory Finding]
Motion that the Board find by roll call vote that the resolution being considered at this time is purely commendatory.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal - 6.

Absent: Supervisors Conroy, Hsieh, Maher, Migden, Shelley - 5.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolution being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kaufman, seconded by Supervisor Kennedy, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal - 6.

Absent: Supervisors Conroy, Hsieh, Maher, Migden, Shelley - 5.

Adopted

[Commend Barry Simmons]
Resolution commending Barry Simmons on the occasion of his forty years of excellence in radio broadcasting and declaring November 3, 1994 "Barry Simmons Day in San Francisco".

File 006-94-066, Resolution No. 917-94

Supervisor Kaufman presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal - 6.

Absent: Supervisors Conroy, Hsieh, Maher, Migden, Shelley - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Vehicle Alarms]
Ordinance amending Police Code Section 3703 to decrease the length of time an audible vehicle alarm system may sound. Supervisor Shelley presented. Referred to Health/Public Safety/Environment Committee.

File 121-94-010.

Referred to Board

[Commend Henry Berman]
Resolution commending Henry Berman for his many years of dedicated service to the community. Supervisors Shelley, Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar November 7, 1994.

File D06-94-067.

[Commend Bay Area Organizing Committee]
Resolution commending the Bay Area Organizing Committee for its significant efforts to defeat Proposition 187 relating to immigration. Supervisors Hallinan, Alioto, Shelley, Bierman, Kennedy, Kaufman presented. Referred to Board for Adoption Without Committee Reference Calendar November 7, 1994.

File 006-94-068.

Referred to Committee

[Visitacion Valley Memorandum of Understanding]
Resolution urging the Mayor to enter into a memorandum of understanding with the U.S. Department of Housing and Urban Development for the replacement of Geneva Towers and urging HUD to abide by the City's just cause eviction law and respect the rights of Geneva Towers tenants. Supervisors Kennedy, Alioto presented. Referred to Economic Vitality/Social Policy Committee with request it be considered on November 10, 1994.

File 013-94-029.01.

[Center for Special Problems]
Draft resolution urging the Department of Public Health to request and urging the Mayor to approve supplemental appropriations of $400,000 for fiscal year 1994-95 to restore the offender programs at the Center for Special Problems and assure that the offender programs continue to be administered by the Department of Public Health. Supervisor Alioto presented. Referred to Budget Committee.

File 03D-94-024.

Referred to Board

[Lead Contamination at Fort Point]
Resolution urging the Golden Gate Bridge, Highway and Transportation District, the National Park Service and the Department of the Army to provide all information on the status of mitigation of the lead contaminated soils under the Golden Gate Bridge. Supervisor Shelley presented. Referred to Board for Adoption Without Committee Reference Calendar November 7, 1994.

File 055-94-002.

[Agreement, AIDS Memorial Grove]
Resolution approving grant agreement with the Tides Foundation providing funding for various improvements and ongoing maintenance for an AIDS Memorial Grove at De Laveaga Dell in Golden Gate Park. Supervisors Migden, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar November 7, 1994.

File 172-94-041.

[Hate-Based Assaults on Lesbians and Gays]
Resolution condemning the shooting of Victor Rohana and all hate-based crimes against lesbians and gays; calling upon all witnesses to assist in identification of the assailants; and urging the Mayor to urge the Police Department to increase neighborhood patrols that may prevent further acts of violence against lesbians and gays. Supervisors Migden, Leal, Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar November 7, 1994.

File 207-94-015.

Requests for Hearings:

[Residential Care Facilities]
Hearing to consider the placement of residential care facilities in the City and County of San Francisco and the best means to achieve a fair and equitable balance in their distribution throughout the City. Supervisor Hallinan presented. Referred to Housing and Land Use Committee.

File 189-94-003.

[Ethics Compliance Analysis]
Motion directing the Board of Supervisors Budget Analyst to conduct a financial analysis of the resources allocated to compliance and enforcement of the City's ethics laws. Supervisor Shelley presented. Referred to Rules Committee.

File 165-94-012.

[Chief Probation Officer]
Motion directing the Clerk of the Board to send a letter urging the Mayor to urge the Juvenile Probation Commission to delay any administrative or policy changes until the Ethics Commission has completed its investigation as to whether violations of the Brown Act and/or Sunshine Ordinance have occurred with regard to the Commission's consideration of the status of the Chief Probation Officer and the Commission has completed its own evaluation process and the Juvenile Probation Commission completes the study of and conducts a hearing on the recommendations of the Juvenile Justice Task Force; further directing the Clerk of the Board of Supervisors to ascertain opinions from judges of the Juvenile Courts as to whether they would like to have input before administrative or policy changes are made at the Youth Guidance Center (YGC); to request that the Civil Service Commission develop a plan for recruiting and retaining juvenile probation officers so they more appropriately reflect the juvenile population on probation and at the YGC; to urge the Mayor to urge the Human Rights Commission to investigate alleged racial and other forms of harassment on the part of Juvenile Probation Commission. Supervisors Hallinan, Alioto, Kennedy, Migden, Shelley presented. Referred to Government Efficiency/Labor Committee with request it be considered on November 3, 1994.

File 176-94-009.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 065-94-017. [Lease, Port, Bundox Restaurant, Inc dba Waterfront] Ordinance approving lease agreement between Bundox Restaurant, Inc., dba as the Waterfront Restaurant and the City and County of San Francisco, operating by and through the San Francisco Port Commission for restaurant redevelopment and expansion at Pier 7 1/2 (Broadway and The Embarcadero); companion measure to File 65-94-17.1. (Port)

File 067-94-001. [India Basin Industrial Park Redevelopment Plan] Ordinance amending Ordinance No. 26-69 as amended by Ordinances No. 474-86 and 141-87, approving the Redevelopment Plan for the India Basin Industrial Park Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from January 20, 1999 to January 1, 2009; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from January 20, 1999 to January 1, 2004; and (3) establishing January 1, 2019 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency) Referred to Budget Committee with direction to report back to the Board December 5, 1994.

File 069-94-004.01. [Supplemental Appropriation, BOS, $84,000] Ordinance appropriating $84,000, Board of Supervisors, for Mayor's Office to operate Municipal Access TV Channel; rescinding $84,000 in capital project funds from Chief Administrative Officer's Office, for fiscal year 1994-95. RO #94032 (Controller) Referred to Budget Committee.

File 071-94-001. [Amendment to Hunters Point Redevelopment Plan] Ordinance amending Ordinance No. 25-69 as amended by Ordinances No. 280-70 and 475-86, approving the Redevelopment Plan for the Hunters Point Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from January 20, 1999 to January 1, 2009; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from January 20, 1999 to January 4, 2004; and (3) establishing January 1, 2019 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency) Referred to Budget Committee with direction to report back to the Board December 5, 1994.

File 073-94-001. [Embarcadero - Lower Market (Golden Gateway)] Ordinance amending Ordinance No. 301-59 as amended by Ordinances No. 208-61, 196-64, 194-64, 123-67, 204-68, 479-76, and 476-86, approving the Redevelopment Plan for the Embarcadero-Lower Market (Golden Gateway) Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by establishing the following time limitations; (1) the time limit for the effectiveness of the Redevelopment Plan as January 1, 2009; (2) the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency as of January 1, 2004; and (3) the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency as January 1, 2019. (Redevelopment Agency) Referred to Budget Committee with direction to report back to the Board December 5, 1994.

File 101-94-002.06. [Amendment, Annual Appropriation Ordinance 1994-95] Ordinance amending the administrative provisions of the 1994-95 Annual Appropriation Ordinance by adding Section 23.1 whereby a percentage of cost savings or previously unrecognized revenues realized by contract services is appropriated to the extent necessary to pay contract amount due; companion measure to File 172-94-40. (Department of Public Health) Referred to Budget Committee.

File 101-94-027. [Appropriation, CAO, $291,500] Ordinance appropriating $291,500, Chief Administrative Officer's Office, of solid waste impound account funds for a Recycling Theft Prevention and Enforcement Program Project for fiscal year 1994-95. RO #94054 (Controller) Referred to Budget Committee.

File 101-94-028. [Appropriation, Dept of Public Works, $300,000] Ordinance appropriating and rescinding $300,000, Department of Public Works, capital projects transferring monies from North Point Treatment Plan Project to Bay Area/San Joaquin Valley Water Reuse Project for fiscal year 1994-95. RO #94099 (Controller) Referred to Budget Committee.

File 151-94-001. [Rincon Point - South Beach Redevelopment Plan] Ordinance amending Ordinance No. 14-81 as amended by Ordinances 50-84, 405-91, 137-92, and 270-92, approving the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the redevelopment plan from January 5, 2011 to January 5, 2021; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the Agency from January 1, 1996 to January 1, 2004; and (3) establishing January 5, 2031 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency) Referred to Budget Committee with direction to report back to the Board December 5, 1994.

File 161-94-007. [So. of Market Earthquake Recovery Redev. Plan] Ordinance amending Ordinance No. 234-90, approving the Redevelopment Plan for the South of Market Earthquake Recovery Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from June 11, 2000 to June 11, 2010; (2) extending the time for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from June 11, 2000 to June 22, 2010; and (3) establishing June 11, 2020 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency) Referred to Budget Committee with direction to report back to the Board December 5, 1994.

Resolutions Referred to Committee

File 270-93-3.1. [Amend Resolution 366-93, Earthquake Relief Fund] Resolution amending Board Resolution 366-93, to deduct a total of $5,600 from expenditure approved from subject resolution which provided funds for the modernization of certain equipment assigned to the Office of Emergency Services. (Mayor's Office of Emergency Services) Referred to Budget Committee.

File 065-94-017.01. [Waterfront Restaurant] Resolution adopting Final Negative Declaration, finding and determining that the proposed expansion of the Waterfront Restaurant, reconfiguration of the Finger Pier at Pier 7 1/2 and provision of public access will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration; companion measure to File 65-94-17. (Port Commission) Referred to Government Efficiency/Labor Committee.

File 089-94-017. [SDI Coverage, Classification 9382] Resolution authorizing enrollment of Classification(s) 9382 Government and Public Affairs Manager, in the State Disability Insurance Program. (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 172-94-038. [Contract, DPW-Lotepro Corporation] Resolution authorizing limitation of liability clause in contract between the Department of Public Works and Lotepro Corporation for operations consulting services, maintenance and troubleshooting associated with cryogenic generating plant. (Department of Public Works) Referred to Government Efficiency/Labor Committee.

File 172-94-039. [Hold Harmless and Net Negotiated Amount Agreement] Resolution authorizing the Department of Public Health, Community Substance Abuse Services to enter into a Hold Harmless and Net Negotiated Amount Agreement retroactive to July 1, 1994 for the term July 1, 1994 through June 30, 1997 with the State of California, Department of Alcohol and Drug Programs as a condition of receiving State funds for substance abuse treatment; authorizing and designating Larry Meredith, Ph.D., Director of Substance Abuse Services to sign said agreement and to approve contract amendments for transfers of less than ten percent (10%) of the contracted amount. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 172-94-040. [Contract, DPH-Deloitte and Touche] Resolution authorizing the contract between the City and County of San Francisco, Department of Public Health, and Deloitte & Touche to provide operational and financial consulting services; companion measure to File 101-94-2.6. (Department of Public Health) Referred to Budget Committee.

File 194-94-003. [Private Grant, Corporation of Supportive Housing] Resolution authorizing the City Attorney to apply for retroactively, accept and expend $15,000 from the Corporation of Supportive Housing, for the Code Enforcement Section of the City Attorney's Office, and waiving indirect costs. (City Attorney) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hallinan, that letter be sent to the Honorable San Francisco Airports Commission and to the San Mateo Building Construction Trades Council inquiring how the proposed agreement for San Francisco International Airport's Master Plan Construction Project will be in conformance with the City and County of San Francisco's official policies and legal requirements concerning affirmative action, minority business/women business/local business enterprise utilization and the Administrative Code section requiring prime contractors for City construction projects to make good faith efforts to hire San Francisco residents to comprise no less than 50 percent of their total construction work force.

By Supervisor Kaufman, that letter be sent to Victor Rohana offering our heartfelt support during these difficult and painful days in the hospital recuperating from major surgeries and our good wishes for a speedy recovery from the vicious hate crime attack.

By Supervisor Kaufman, that letter be sent to Steven Damron offering support and letting him know that this City respects and values his love for Victor Rohana and that the Police Department will be giving the vicious hate crime against Victor top priority.

By Supervisor Conroy, that Budget Analyst report on all money spent on domestic violence issues in San Francisco to include but not limited to the Police Department, Fire Department, Department of Social Services, District Attorney, San Francisco Unified School District, Public Defender, Adult Probation Department and non-profits who receive money or grants from the City and any Proposition J monies.

By Supervisor Conroy, that City Attorney draft legislation creating the San Francisco Family Violence Council as outlined in "Draft (10/19)" document.

By Supervisor Conroy, that letter be sent to the San Francisco Unified School District inquiring about the timing for the completion of the cafeteria at Balboa High School.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

John C. Hancock (Supervisor Migden)

File 2-94-44

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 6:26 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on November 14, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, November 7, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 45

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, November 7, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 9.

Noted absent at first roll call:

Supervisors Conroy, Maher - 2.

Quorum present.

Supervisor Conroy was noted present at 2:27 p.m.

Supervisor Maher was noted present at 2:38 p.m.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Bierman, moved that the Journal of Proceedings for Monday, October 24, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

Presentation of Award
Suspension of the Rules

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to representatives of the California Healthy Cities Project.

No objection and motion adopted.

The following persons spoke of the California Smoke Free Cities Award and the California Healthy Cities Project: Joan Twiss, Kurt Kleimschmidt, Scott Thomas, Alyonik Hrushow.

A copy of the California Smoke Free Cities video news release was shown and given to the Board of Supervisors.

Supervisor Alioto was presented with the California Smoke-Free Cities 1994 Leadership Award for her 1993 ordinance banning smoking in the work place.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, District Attorney]
Ordinance appropriating and rescinding $70,965, District Attorney, to transfer funds from salaries and

equipment-lease purchase, to equipment, for the purchase of a dictaphone system, for fiscal year 1994-95; providing for ratification of action previously taken. (Supervisor Alioto)

File 101-94-19, Ordinance No. 373-94

(Fiscal Impact.)

Finally passed.

[Appropriation, DPH/Mental Health]
Ordinance appropriating $848,942, Department of Public Health, Mental Health and Substance Abuse Services, to medical services contracts for the continuation of substance abuse services, for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-20, Ordinance No. 374-94

(Fiscal Impact.)

Finally passed.

[Appropriation, DPH/Community Mental Health]
Ordinance appropriating $2,016,226, Department of Public Health, Community Mental Health Department, for salaries and mandatory fringe benefits for the creation of 40 positions to provide forensic services at the new Sheriff's facility for fiscal year 1994-95 (funded from the General Fund Reserve, $994,704, and rescission of professional services, $1,071,522). (Controller)

File 101-94-21, Ordinance No. 385-94

(Fiscal Impact.)

Finally passed.

[Annual Salary Ordinance]
Ordinance amending Annual Salary Ordinance, 1994-95, Department of Public Health, Division of Mental Health and Substance Abuse Services, reflecting the addition of 40 positions to provide medical services at the Sheriff's facility; companion measure to File 101-94-21. (Department of Human Resources)

File 102-94-4, Ordinance No. 386-94

Finally passed.

[Appropriation, Fire Department]
Ordinance appropriating $3,408,841, Fire Department, from 1989 Earthquake Safety Improvement Bond proceeds for capital improvements to various fire stations, for fiscal year 1994-95; placing $2,741,638 on reserve. (Supervisor Alioto)

File 101-94-22, Ordinance No. 384-94

Finally passed.

Passed for Second Reading

[Appropriation, Treasurer/Tax Collector, $108,600]
Ordinance appropriating $108,600, Treasurer/Tax Collector, for non-personal services, materials and supplies, equipment and services of other departments for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-24, Ordinance No.

Passed for second reading.

Recommendations of Health, Public Safety and Environment Committee

Finally Passed

[Locking Garbage/Refuse Receptacles]
Ordinance amending Public Works Code, by adding a new subsection (b) authorizing the Director of Public

Works to require locks on refuse containers of commercial establishments in areas open to the public. (Supervisors Shelley, Alioto, Conroy, Kaufman)

File 123-94-2, Ordinance No. 388-94

(Amends Section 170.)

Finally passed.

[Sidewalk Cleanliness Responsibility]
Ordinance amending Public Works Code, to require that businesses occupying property abutting a public right-of-way maintain said public right-of-way in a clean state. (Supervisors Shelley, Alioto, Conroy, Bierman, Kaufman)

File 123-94-4, Ordinance No. 389-94

(Amends Sections 174, 174.1, 174.2, 174.3, 174.4 and 174.5.)

Finally passed.

[Business Registration Certificate, Clean Sidewalks]
Ordinance amending Part III of the Municipal Code, to prohibit the Tax Collector from issuing or renewing Business Registration Certificates where costs and/or charges were assessed under the Public Works Code against a person who failed to abate a nuisance regarding litter or cleanliness of an abutting sidewalk or public right-of-way. (Supervisors Shelley, Alioto, Conroy, Bierman, Kaufman)

File 127-94-11, Ordinance No. 390-94

(Amends Article 12.5, Section 1007.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Zoning Change, Colonial Way]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of property located at 24-42 Colonial Way, Lots 15, 32, 33, 34 and 35 in Assessor's Block 3144A from an NC-1 (Neighborhood Commercial Cluster) District (Lot 15) and a "P" (Public Use) District (Lots 32, 33, 34 and 35) to an RH-1 (House, One Family) District and adopting findings pursuant to City Planning Code Sections 101.1 and 302(c). (City Planning Department)

File 36-94-7, Ordinance No. 391-94

(Approved by City Planning Commission Resolution No. 11612.)
(General Rule Exclusion from Environmental Impact Review.)

Finally passed.

[Water Conservation Permit Exemption]
Ordinance amending Plumbing Code by amending Section 30.2(d) and adding Section 30.2(i), to exempt from permit requirements the replacement of certain water conservation devices and toilets. (Supervisors Leal, Alioto)

File 120-94-1, Ordinance No. 387-94

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation, Martinez vs. CCSF]
Ordinance authorizing settlement of litigation entitled "Martinez vs. City and County, et al.", by payment of $38,500. (City Attorney)

File 45-94-58, Ordinance No.

(Northern District Case No. 92-04638-WHO)

Passed for second reading.

[Settlement of Litigation, Gatti v. CCSF]
Ordinance authorizing settlement of litigation of Gatti against the City and County by payment of $24,000. (City Attorney)

File 45-94-59, Ordinance No.

(Superior Court No. 947-287)

Passed for second reading.

[Settlement of Litigation, Parrish v. CCSF]
Ordinance authorizing settlement of litigation entitled "Parrish v. City and County " by payment of $55,000. (City Attorney)

File 45-94-60, Ordinance No.

(Superior Court No. 946-090)

Passed for second reading.

[Settlement of Litigation, Brenda Conway]
Ordinance authorizing settlement of litigation of Brenda Conway against the City and County by payment of $75,000. (City Attorney)

File 45-94-61, Ordinance No.

(Superior Court No. 952-399)

Passed for second reading.

Adopted

[Settlement of Claim, Jay C. Hartlove]
Resolution approving the settlement of the unlitigated claim of Jay C. Hartlove by payment of $24,000. (City Attorney)

File 48-94-22, Resolution No. 972-94

Adopted.

[Settlement of Claim, Home Federal Savings]
Resolution approving the settlement of the unlitigated claim of Home Federal Savings by payment of $357,382.91. (City Attorney)

File 48-94-23, Resolution No. 973-94

Adopted.

[Settlement of Claim, Ramon and Clemencia Tarifa]
Resolution approving the settlement of the unlitigated claim of Ramon and Clemencia Tarifa by payment of $12,000. (City Attorney)

File 48-94-24, Resolution No. 974-94

Adopted.

[Settlement of Claim, Christine Devincenzi]
Resolution approving the settlement of the unlitigated claim of Christine Devincenzi by payment of $9,300. (City Attorney)

File 48-94-25, Resolution No. 975-94

Adopted.

[Lease of Property, 621 Mission/109 New Montgomery]
Resolution authorizing lease of real property at 621 Mission Street and 109 New Montgomery Street for the District Attorney Family Support Bureau. (Real Estate Department)

File 64-94-19, Resolution No. 977-94

Adopted.

[Lease of Property, 44 Gough Street]
Resolution authorizing execution of a lease of real property at 44 Gough Street for the Department of Human Resources. (Real Estate Department)

File 64-94-20, Resolution No. 978-94

Adopted.

[Federal Grant, Chlamydia Diagnostic Services]
Resolution authorizing the Department of Public Health, Community Public Health Services, to apply for retroactively, and accept and expend a grant of $1,646,513, which includes indirect costs in the amount of $25,314, based on 22.2 percent of salaries from the Centers for Disease Control for specialized Chlamydia diagnostic services and research and surveillance activities; providing for ratification of action previously taken. (Supervisor Alioto)

File 146-94-30, Resolution No. 1001-94

Adopted.

[State Grant, Chronic/Terminal Illness]
Resolution authorizing the Public Library to accept and expend $116,860 in grant funds awarded by the California State Library from Title I of the (Federal) Library Services and Construction Act for providing volunteer-based library services for homebound chronically and terminally ill San Franciscans for fiscal year 1994-95; indirect costs are included in these funds. (Supervisor Alioto)

File 147-94-5.1, Resolution No. 982-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden, Shelley - 10.

Absent: Supervisor Maher - 1.

REGULAR CALENDAR

UNFINISHED BUSINESS

From Housing and Land Use Committee with Recommendation "Do Not Pass"

Finally Passed

[Zoning Map Amendment, 892 Corbett Avenue]
Ordinance adopting changes in property use classification as an amendment to the Zoning Map of the City and County of San Francisco of property located at 892 Corbett Avenue, Lot 13, in Assessor's Block 2779, from an RH-1 (House, One-Family), District to an RM-1 (Mixed Residential, Low Density) District and adopting findings pursuant to City Planning Code Sections 101.1 and 302(c). (Department of City Planning)

File 36-94-6, Ordinance No. 392-94

(Approved by City Planning Commission Resolution No. 13621.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Shelley - 8.

Noes: Supervisors Bierman, Migden - 2.

Absent: Supervisor Maher - 1.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Sheriff Department]
Ordinance appropriating $152,768, Sheriff Department, from the General Fund Reserve for capital improvements to the new Sheriff's facility (City Attorney costs), for fiscal year 1994-95; placing $152,768 on reserve and providing for ratification of action previously taken. (Controller)

File 101-94-18.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation and Certification, DPW, $70,585]
Ordinance appropriating and certifying $70,585, Department of Public Works, for capital improvement project (Harrison Street Pavement Renovation Project) to cover ten percent overage as per Charter Section 7.203, for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-23, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Appropriation, Registrar of Voters]
Ordinance appropriating $56,343, Registrar of Voters, from the General Fund Reserve, to provide additional election services for fiscal year 1994-95; providing for ratification of action previously taken. (Supervisor Hsieh)

File 101-94-25, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Eddy, Ellis and Larkin Streets Sewer Replacement]
Resolution authorizing the Director of the Department of Public Works to take necessary measures to protect the health, welfare and property of the citizens of San Francisco by performing the necessary work to replace structurally inadequate sewers in Eddy, Ellis and Larkin Streets in the Civic Center Area - $673,850. (Supervisor Alioto)

File 28-94-14, Resolution No. 971-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Noise Easements Acquisition, San Mateo County]
Resolution authorizing the acquisition of thirty-two noise easements in unincorporated San Mateo County

as part of the County of San Mateo's Aircraft Noise Insulation Project, Phase I. (Supervisor Alioto)

File 82-94-8, Resolution No. 979-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Transfer to General Fund 1994/95 - $15,000.000]
Resolution concurring with the Public Utilities Commission's fact finding that a fund surplus exists in the utilities which can be transferred to the General Fund. (Supervisor Alioto)

File 191-94-3, Resolution No. 990-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Assessment Appeals Board Assignments]
Ordinance amending Administrative Code, to correct a typographical error and to provide that a refund of the hearing fee will be given only if the Assessment Appeals Board reduces the value of the property to the applicant's opinion of value as stated in their original application and only if the applicant applies to the Board for a refund within 30 days following the Board's decision; to provide that a single findings of fact fee shall be due for a single appraisal unit; and to allow Assessment Appeals Board No. 1 to hear appeals of all types, to allow Assessment Appeals Board No. 2 to hear appeals involving property on the unsecured roll assessed at $75,000 or less, and to allow members of one assessment appeals board to serve on the other board in conformance with state law. (Supervisor Kaufman)

File 97-94-59, Ordinance No.

(Amends Sections 2B.10, 2B.11 and 2B.13.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Lobbyist Reporting Requirements]
Ordinance amending Administrative Code, relating to the reporting requirements of lobbyists, and providing for an effective date of January 1, 1995. (Supervisors Hallinan, Alioto)

File 97-94-66, Ordinance No.

(Amends Sections 16.526 and 16.532.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

Adopted

[Memorandum of Understanding, Teamsters Local 856, Animal Keepers]

Resolution ratifying amendment to Memorandum of Understanding between the City and County and the Professional and Vocational Employees Division of Teamsters, Local 856. (Department of Human Resources)

File 93-94-27, Resolution No. 980-94

(October 17, 1994 - Referred to Committee by Board.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Federal Grant Funds, Lake Merced]
Resolution authorizing the General Manager of the Public Utilities Commission to retroactively apply for a grant of $100,000 from the U.S. Environmental Protection Agency administered by the State Water Resources Control Board for a diagnostic-feasibility study of Lake Merced; waiving indirect costs. (Supervisor Conroy)

File 94-94-4, Resolution No. 981-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Major Urban Libraries Grant]
Resolution authorizing the Public Library to apply for, retroactively, accept and expend funds not to exceed $64,021 available through the California State Library from Title 1 of the Library Services and Construction Act for Major Urban Resource Libraries for fiscal year 1994/95; waiving indirect costs. (Public Library)

File 147-94-6, Resolution No. 983-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Federal Grant, Online Access Braille]
Resolution authorizing the Public Library to apply for, accept and expend $16,617 available through the California State Library from the Library Services and Construction Act to enhance the public computer work station at the Public Library blind and print handicapped by adding braille capabilities; waiving indirect costs; providing for ratification of action previously taken. (Public Library)

File 147-94-7, Resolution No. 984-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[State Funds for Roadway Improvements]
Resolution authorizing the Director of Public Works to expend up to $1,267,425 from the State of California for roadway work on City streets in accordance with the State-Local Transportation Partnership Program (5th Cycle); waiving indirect costs; placing $739,979 on reserve. (Department of Public Works)

File 148-94-2.2, Resolution No. 985-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[India Basin Restoration Project, Site 2]
Resolution authorizing the Recreation and Park Department to retroactively apply for grant funds of $220,000 waiving indirect costs, from the Habitat Conservation Fund Program, for India Basin Wetlands Restoration Project, Site 2. (Recreation and Park Department)

File 150-94-3, Resolution No. 986-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Federal Grant, Food Stamp Enrollment Assistance]
Resolution authorizing the Department of Social Services to apply for, retroactively, accept and expend a Federal grant in the amount of $79,193 which includes an indirect cost of $13,199 from the U.S. Department of Agriculture, Food and Nutrition Service, for the period September 30, 1994 through September 30, 1995, to provide a client enrollment assistance demonstration project to help low income families with children and recently legalized immigrants apply for food stamps. (Department of Social Services)

File 153-94-1, Resolution No. 987-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Street Artist Spaces, Holiday Season]
Resolution designating temporary downtown area selling spaces for street artists certified by the Art Commission for the Christmas Season, 1994, beginning on November 15, 1994 and ending on January 15, 1995. (Supervisors Hallinan, Alioto)

File 169-94-3, Resolution No. 945-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Contract Amendment, Advertising Transit Shelter]
Resolution approving Second Amendment to Advertising Transit Shelter Agreement between City and County and Combined Communications Corporation to maintain Stonestown boarding platform in exchange for advertising on platform and to allow advertising kiosks on upper Market Street in conjunction with shelters on median boarding islands. (Public Utilities Commission)

File 172-94-37, Resolution No. 988-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

[Community Schools]
Resolution supporting the establishment of community or "beacon" schools in San Francisco and urging participation of the Mayor's Office and citywide departments in coordinated efforts to implement San Francisco community schools. (Supervisors Migden, Hallinan, Kaufman, Leal, Bierman, Alioto, Shelley)

File 211-94-4, Resolution No. 992-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisors Alioto, Shelley requested to be added as co-sponsors.

Appointment of President Pro Tempore

At the request of the President, Supervisors Kennedy and Hallinan assumed the Chair at different times so the President could participate in the debate from the floor.

Recommendation of Rules Committee

Adopted

[Municipal Public Power]
Motion establishing a Select Committee of the Board of Supervisors on the Municipal Public Power Services to the City and County. (Supervisors Alioto, Bierman, Hallinan, Shelley)

File 54-94-13

Supervisor Kennedy, seconded by Supervisor Maher, moved to continue consideration to January 17, 1995.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Conroy, Hsieh, Kaufman, Kennedy, Maher - 5.

Noes: Supervisors Alioto, Bierman, Hallinan, Leal, Migden, Shelley - 6.

Supervisor Leal, seconded by Supervisor Kennedy, moved to amend to reflect that the Budget Committee be asked to consider the issue of municipal public power services, hold special hearings on the matter and report back to the Board by the end of December, 1995.

After a period of debate, there being no objection, Supervisor Leal withdrew her motion to amend.

The roll was then called on the main motion and it was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Leal, Migden, Shelley - 6.

Noes: Supervisors Conroy, Hsieh, Kaufman, Kennedy, Maher - 5.

The President resumed the Chair.

COMMITTEE REPORTS

Recommendation of Government Efficiency and Labor Committee

Adopted as Amended

[Chief Probation Officer]
Motion directing the Clerk of the Board to send a letter urging the Mayor to urge the Juvenile Probation Commission to delay any administrative or policy changes until the Ethics Commission has completed its investigation as to whether violations of the Brown Act and/or Sunshine Ordinance have occurred with regard to the Commission's consideration of the status of the Chief Probation Officer and the Commission has completed its own evaluation process, and the Juvenile Probation Commission completes the study of and conducts a hearing on the recommendations of the Juvenile Justice Task Force; further directing the Clerk of the Board of Supervisors to ascertain opinions from judges of the Juvenile Courts as to whether they would like to have input before administrative or policy changes are made at the Youth Guidance Center (YGC); further directing the Clerk of the Board of Supervisors to request that the Civil Service Commission develop a plan for recruiting and retaining Juvenile Probation Officers so they more appropriately reflect the juvenile population on probation and at the YGC; further directing the Clerk of the Board of Supervisors to urge the Mayor to urge the Human Rights Commission to investigate alleged racial and other forms of harassment on the part of the Juvenile Probation Commission. (Supervisors Hallinan, Alioto, Kennedy, Migden, Shelley, Bierman)

File 176-94-9

Supervisor Hallinan, seconded by Supervisor Maher, moved to amend title, lines 12, 13, 14 and page four, lines 14 through 17 by deleting reference "that the Clerk of the Board is directed to urge the Mayor to urge the Human Rights Commission to investigate alleged racial and other forms of harassment on the part of the Juvenile Probation Commission".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

Recommendation of Housing and Land Use Committee

Passed for Second Reading

[Nonpotable and Reclaimed Water Use Master Plan]
Ordinance amending Public Works Code, providing for a schedule for completion of the Nonpotable and Reclaimed Water Use Master Plan and adding Treasure Island, Yerba Buena Island and Hunters Point Naval Shipyard areas to the Reclaimed Water Use Area Map. (Supervisor Migden)

File 123-94-5, Ordinance No.

(Amends Section 1203 and 1209.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden, Shelley - 11.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Andrew Solow, Walden House STEP program contract fraud;
James Coleman, Hayward Park;
Nicholas Dillard, 911 Center;
Director, Hayward Park;
Ms. Miller, Hayward Park;
Tenaya, Virginia, Brionna, Lauren, Hayward Park;
Roberta Caravelli, Walden House public review;
Al Smith-Rose, SF State, 19th Avenue traffic condition;
Virginia Conway, budget, recycling, police blue box;
Mark Arata, newspaper strike;
Andy Cirkelis, freedom of speech, access to public streets.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Maher requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Referred to Committee

[Condominium Project]
Motion approving final map of 18th and Arkansas Street, a Condominium Project, being a resubdivision of Lot 5 in Assessor's Block 4034, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-18

(October 31, 1994 - Introduced in Board for consideration on November 7, 1994.)

At the request of Supervisor Maher, referred to Housing and Land Use Committee.

The Board thereupon resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Commend Henry Berman]
Resolution commending Henry Berman for his many years of dedicated service to the community. (Supervisors Shelley, Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden)

File 006-94-067, Resolution No. 969-94

(October 31, 1994 - Introduced in Board for consideration on November 7, 1994.)

Adopted.

[Commend Bay Area Organizing Committee]
Resolution commending the Bay Area Organizing Committee for its significant efforts to defeat Proposition 187 relating to immigration. (Supervisors Hallinan, Alioto, Shelley, Bierman, Kennedy, Kaufman, Hsieh)

File 006-94-068, Resolution No. 970-94

(October 31, 1994 - Introduced in Board for consideration on November 7, 1994.)

Adopted.

In connection with the above item, Supervisor Hsieh requested to be added as co-sponsor.

[Lead Contamination at Fort Point]
Resolution urging the Golden Gate Bridge, Highway and Transportation District, the National Park Service and the Department of the Army to provide all information on the status of mitigation of the lead contaminated soils under the Golden Gate Bridge. (Supervisor Shelley)

File 055-94-002, Resolution No. 976-94

(October 31, 1994 - Introduced in Board for consideration on November 7, 1994.)

Adopted.

[Agreement, AIDS Memorial Grove]
Resolution approving grant agreement with the Tides Foundation providing funding for various improvements and ongoing maintenance for an AIDS Memorial Grove at De Laveaga Dell in Golden Gate Park. (Supervisors Migden, Alioto, Bierman, Leal)

File 172-94-041, Resolution No. 989-94

(October 31, 1994 - Introduced in Board for consideration on November 7, 1994.)

Adopted.

In connection with the above item, Supervisors Bierman, Leal requested to be added as co-sponsors.

[Hate-Based Assaults on Lesbians and Gays]
Resolution condemning the shooting of Victor Rohana and all hate-based crimes against lesbians and gays; calling upon all witnesses to assist in identification of the assailants; and urging the Mayor to urge the Police Department to increase neighborhood patrols that may prevent further acts of violence against lesbians and gays. (Supervisors Migden, Leal, Bierman, Alioto, Conroy)

File 207-94-015, Resolution No. 991-94

(October 31, 1994 - Introduced in Board for consideration on November 7, 1994.)

Adopted.

In connection with the above item, Supervisor Conroy requested to be added as co-sponsor.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher - 7.

Absent: Supervisors Conroy, Leal, Migden, Shelley - 4.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-45, Resolution No.

(Mayor Frank Jordan, November 1 - 2; Carole Migden, member, Board of Supervisors, November 12 - 18; Michael Hardeman, member, Port Commission, November 12 - 16, 1994.)

Adopted.

[Commending Tosca Cafe and Jeannette Etheredge]
Resolution commending Tosca Cafe and its owner, Jeannette Etheredge, for 75 years of celebration in the tradition of North Beach and San Francisco and declaring Tosca Cafe Day on November 21, 1994. (Supervisors Shelley, Alioto)

File 6-94-69, Resolution No. 946-94

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

Conference with Labor Negotiator - Collective Bargaining

Adopted

Motion that the Board of Supervisors convene in closed session with Wendell Pryor, Director of Human Resources, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions) with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

(October 31, 1994 - Consideration continued to November 7, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

Recess

The Board recessed at the hour of 4:28 p.m. p.m. to convene in closed session pursuant to Government Code Section 54957.6 for the purpose of reviewing and instructing the City's designated employee relations representatives regarding salaries and fringe benefits for City employees.

Reconvening of the Board

The Board, at the hour of 4:48 p.m., reconvened.

Calling the Roll

The following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Noted absent:

Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

Quorum present.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board had met in closed session with Ed Gazzano, Department of Public Health and Wendell Pryor, Director of Human Resources, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions) with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

Adopted

Motion that the Board of Supervisors finds that it is in the best interest of the public and elects not to disclose its closed session deliberations in pending employee relations negotiations.

(October 31, 1994 - Consideration continued to November 7, 1994.)

Supervisor Bierman, seconded by Supervisor Kaufman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Giants Stadium Lease Amendment]
Ordinance approving sixth amendment to stadium lease between the City and County by and through its Recreation and Park Commission and the San Francisco Giants. Supervisor Alioto presented. Referred to Budget Committee with request it be considered at the November 16, 1994 meeting.

File 065-94-001.01.

[Gender Parity, Grant Funds Report]
Ordinance amending Administrative Code by adding Section 3.17-3 requiring departments of the City and County to annually report grant funds allocated for services to young males up to 18 years of age and grant funds allocated for services to young females up to 18 years of age and identify disparities in the funding allocations. Supervisors Conroy, Alioto presented. Referred to Economic Vitality/Social Policy Committee.

File 097-94-037.01.

[Compensation, Advisory Committee, Street Artists]
Ordinance amending Police Code Section 2402 to provide for compensation to members of the Advisory Committee of Street Artists and Craftsmen Examiners from $50 to $80 for each meeting attended and each visit to the studio or workshop of an applicant. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 121-94-011.

[Condominium Conversion Lottery Procedures]
Ordinance amending Subdivision Code by adding Section 1396.1 to establish lottery procedures for the conversion of residential units to condominium units. Supervisor Migden presented. Referred to Housing and Land Use Committee.

File 126-94-001.

Referred to Board

[Newspaper Strike]
Resolution urging the San Francisco Newspaper Agency to contribute to the costs incurred by the Police Department as a result of the newspaper strike and urging the San Francisco Newspaper Agency and the management of the Chronicle and Examiner to negotiate in good faith with the Conference of Newspaper

Unions. Supervisors Shelley, Hallinan, Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar November 14, 1994.

File 176-94-010.

Requests for Hearings:

[Stop Signs, Ninth Avenue and Ortega Street]
Hearing to consider the establishment of Stop signs at the corner of Ninth Avenue and Ortega Street. Supervisor Shelley presented. Referred to Housing and Land Use Committee.

File 018-94-020.

[Newspaper Strike, Police Presence]
Hearing to consider the allocation of San Francisco Police Department resources and the level of uniformed officer presence at facilities being picketed during the San Francisco newspaper strike, including the costs to the City and County of the allocation of said resources. Supervisors Hallinan, Shelley presented. Referred to Budget Committee.

File 176-94-010.01.

[Jail Overcrowding Fines]
Hearing to consider the impact on the budget of Federal District Court Judge's decision to fine the City and County $2,500 a day per inmate, up from $300 a day, due to jail overcrowding. Supervisors Alioto, Hallinan presented. Referred to Budget Committee.

File 195-94-004.

[Juvenile Probation Commission Composition]
Hearing to consider the extent to which appointments to the Juvenile Probation Commission have been made in conformance with Charter Section 3.699-1, which states "The Commission shall be broadly representative of the general public of San Francisco, including racial, ethnic, gender, age (including youth), socioeconomic and sexual orientation groups in the City and County. Supervisors Hallinan, Alioto presented. Referred to Government Efficiency/Labor Committee.

File 214-94-008.

[Embarcadero Freeway Construction]
Hearing to consider the status of the Embarcadero construction project. Supervisor Alioto presented. Referred to Housing and Land Use Committee.

File 272-94-001.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Alioto, Leal, Bierman, Shelley, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar November 14, 1994.

File 030-94-001.22.

[Public Notice During Newspaper Strike Report]
Motion requesting the Director of Purchasing to appear before the Board of Supervisors at its meeting of November 14, 1994 to explain the extent to which the San Francisco Examiner has been published, circulated and distributed during the ongoing labor dispute at the San Francisco Newspaper Agency, in order to determine whether the letter and/or the intent of City and County public notice requirements may have been violated and whether the San Francisco Examiner has violated its contract with the City and County of San Francisco as its designated official newspaper. Supervisor Hallinan presented. At the direction of the President, scheduled for consideration before the Board of Supervisors November 14, 1994.

File 112-94-003.02.

[Newspaper Strike Budget Analysis Report]
Motion directing the Board of Supervisors Budget Analyst to conduct a financial analysis of the increased costs to the City as a result of the newspaper strike. Supervisors Shelley, Hallinan, Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar November 14, 1994.

File 165-94-013.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 027-94-016. [Airport, Lease Modification, Trans World Airlines] Ordinance approving Modification No. 4 of Lease and Use Agreement between Trans World Airlines, Inc. and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission) Referred to Government Efficiency/Labor Committee.

File 045-94-062. [Settlement of Litigation] Ordinance authorizing settlement of litigation of Jose G. Garcia and Daniel F. Salazar, et al., against the City and County of San Francisco by payment of $14,000. (Superior Court No. 956-640) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-013. [Settlement of Lawsuit/Barbara Tagle v Lynch & Sons] Ordinance authorizing settlement of Barbara Tagle v. Lynch & Sons, et al., upon receipt of the sum of $6,900 and dismissal of complaint. (Superior Court No. 942764) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-072. [Weights and Measures - Permit Fees] Ordinance amending Administrative Code, by amending Section 1.13-5 thereto, to increase fee rates charged for registration and inspection of weighing and measuring devices, effective January 1, 1995. (Department of Agriculture and Weights and Measures) Referred to Budget Committee.

File 097-94-073. [San Francisco Health Authority, Establish] Ordinance amending Administrative Code by adding Chapter 69, encompassing Sections 69.1 through 69.6, to establish the San Francisco Health Authority as a public entity, distinct from the City and County of San Francisco, to be the local initiative component of the Medi-Cal State Plan, with authority to engage in activities involving the provision of health care services to various parties, including Medi-Cal beneficiaries. (Department of Public Health) Referred to Health/Public Safety/Environment Committee

File 101-94-026. [Appropriation, District Attorney, $1,000,000] Ordinance appropriating $1,000,000 District Attorney's Office, from the General Reserve Fund, for permanent salaries and mandatory fringe benefits, to address underfunding, for fiscal year 1994-95; subject of previous budget denial. (Controller) Referred to Budget Committee.

File 101-94-029. [Appropriation, Sheriff Department, $690,572] Ordinance appropriating $690,572, Sheriff Department, from the General Fund Reserve, for salaries, fringe benefits, other non-personal services, materials and supplies, and equipment to allow opening additional beds at the new jail and continue the Work Furlough Program for fiscal year 1994-95. RO #94098 (Controller) Referred to Budget Committee.

File 101-94-030. [Appropriation, Dept of Public Works, $269,771] Ordinance appropriating $269,771, Department of Public Works, for permanent salaries, mandatory fringe benefits, department and division overhead and other non-personal services and rescinding $46,811 from capital improvement project (Hardship Loans), for fiscal year 1994-95. RO #94100 (Controller) Referred to Budget Committee.

Resolutions Referred to Committee

File 030-94-025. [CHIP Program Funds for Fiscal Year 1994-95] Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents Program (CHIP) Funds for fiscal year 1994-95 and that the chairperson or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP Funds for fiscal year 1994-95. (Department of Public Health) Referred to Budget Committee.

File 033-94-006. [Appointment, Redevelopment Agency] Resolution confirming Mayor's appointment to the San Francisco Redevelopment Agency of Leroy King, for the term to expire September 3, 1998, vice self, term expired September 3, 1994. (Mayor) Referred to Rules Committee.

File 068-94-014. [Federal Grant, 1995 HOME Program] Resolution authorizing the Mayor of the City and County of San Francisco to apply for, accept and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed Five Million Six Hundred Eighty-Four Thousand Dollars ($5,684,000) for the HOME Program authorized under Title II of the National Affordable Housing Act of 1990, Public Law Number 101-625, and approving the HOME Program Description as described in the Consolidated Plan for 1995 Action Plan. Indirect costs associated with the acceptance of these grant funds will be paid by Community Development Block Grant Funds. (Mayor's Office of Community Development) Referred to Budget Committee.

File 068-94-015. [Federal Grant, 1995 Emergency Shelter Program] Resolution approving the 1995 Emergency Shelter Grants Program and expenditure schedule and authorizing the Mayor on behalf of the City and County of San Francisco to apply for, accept and expend a $621,250 entitlement under the Emergency Shelter Grants Program from the U.S. Department of Housing and Urban Development. (Mayor's

Office of Community Development) Referred to Budget Committee.

File 079-94-002. [1995 Community Development Block Grant Funds] Resolution approving the 1995 Community Development Program, authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, receive, and expend the City's 1995 Community Development Block Grant (CDBG) entitlement from the U.S. Department of Housing and Urban Development, transfer and expend reprogrammed and reserved funds from prior year Community Development Programs and program income generated by the San Francisco Redevelopment Agency up to $29,955,061, which include indirect costs of $120,000; approving expenditure schedules for recipient departments and agencies and for indirect costs, and, determining no environmental evaluation is required, authorizing the receipt and deposit in contingencies of 1995 CDBG entitlement funds in excess of $24,166,000. (Mayor's Office of Community Development) Referred to Budget Committee.

File 143-94-009. [Grant, Youth Gangs Drug Prevention Program] Resolution authorizing the Chief of Police of the City and County of San Francisco to apply for a grant, accept and expend funds in the amount of One Hundred Thousand ($100,000.00) Dollars through the Administration on Children, Youth and Families for a project entitled "Youth Gangs Drug Prevention Program". (Police Commission) Referred to Government Efficiency/Labor Committee.

File 146-94-019.01. [Federal Grant, 1993 AIDS Case Definition Project] Resolution authorizing the Department of Public Health, AIDS Office, to accept and expend supplemental grant funding of $61,000, which includes indirect costs in the amount of $7,783, based on twenty percent of salaries, from the Department of Health and Human Services, Centers for Disease Control and Prevention, to fund additional activities in the evaluation of the impact of the 1993 AIDS Case Definition Project; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 200-94-003.01. [Flower Market Permit] Resolution reassigning the flower market permit identified as "The Stockton Street Flower Market located on the east sidewalk of Stockton Street within 100 feet north of the northerly line of O'Farrell Street" from Rouben Sarkissian to Patricia E. Lee and Alma P. Paclibar. (Department of Public Works) Referred to Housing and Land Use Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Bierman, that City Attorney prepare ordinance which would amend Administrative Code Section 8.7 to provide procedure for disposition of material of historical significance prior to destruction by replacing the phrase "San Francisco Public Library" or "Public Library" with "History Room of the San Francisco Public Library".

By Supervisor Kennedy, that letter be sent to his Honor, the Mayor, urging him to request the Exploratorium to reconsider their decision concerning adding Mr. Royce H. Vaughn's California Collection Series Cards to their inventory.

By Supervisor Kennedy, that letter be sent to the Human Rights Commission urging an investigation of communication from the African American contractors concerning a September 10th meeting in which 70 contractors met with several top loan officers from the Bank of America regarding loan packaging assistance from UEDC in which every loan application submitted was rejected. The Supervisor also urges that a survey of the major banks be done in an effort to determine and/or identify which banks will be more sensitive to the issues of the African-American contractors.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Samuel Martinez (By the entire Board)
Tim Curbo (By the entire Board)
Alexander Maisin (Supervisors Maher, Kennedy, Hallinan)
Joyce Haerr (Supervisor Bierman)

File 2-94-45

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:50 p.m. adjourned.

Monday, November 7, 1994

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on December 12, 1994.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, November 14, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 46

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, November 14, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:24 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Shelley - 7.

Noted absent at first roll call:

Supervisors Conroy, Leal, Maher, Migden - 4.

Quorum present.

Supervisor Migden excused, on official leave of absence.

Supervisor Conroy was noted present at 2:25 p.m.

Supervisor Leal excused. (see infra.)

Supervisor Maher was noted present at 2:28 p.m.

Supervisor Leal Excused

The Clerk stated Supervisor Leal requested to be excused from attending today's meeting because of illness.

Supervisor Kennedy, seconded by Supervisor Kaufman, moved to excuse Supervisor Leal.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Shelley - 7.

Absent: Supervisors Conroy, Leal, Maher, Migden - 4.

APPROVAL OF JOURNAL

There being no errors, corrections or omissions, Supervisor Hsieh, seconded by Supervisor Kennedy, moved that the Journal of Proceedings for Monday, October 31, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Shelley -8.

Absent: Supervisors Leal, Maher, Migden - 3.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Hallinan requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Budget Committee

Finally Passed

[Appropriation, Registrar of Voters]
Ordinance appropriating $56,343, Registrar of Voters, from the General Fund Reserve, to provide additional election services for fiscal year 1994-95; providing for ratification of action previously taken. (Supervisor Hsieh)

File 101-94-25, Ordinance No. 403-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

The Board thereupon resumed its consideration of the following items on the Consent Calendar.

Recommendations of Budget Committee

Finally Passed

[Appropriation, Sheriff Department]
Ordinance appropriating $152,768, Sheriff Department, from the General Fund Reserve for capital improvements to the new Sheriff's facility (City Attorney costs), for fiscal year 1994-1995; placing $152,768 on reserve and providing for ratification of action previously taken. (Controller)

File 101-94-18.1, Ordinance No. 400-94

Finally passed.

[Appropriation and Certification, DPW, $70,585]
Ordinance appropriating and certifying $70,585, Department of Public Works, for capital improvement project (Harrison Street Pavement Renovation Project) to cover ten percent overage as per Charter Section 7.203, for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-23, Ordinance No. 401-94

Finally passed.

[Appropriation, Treasurer/Tax Collector, $108,600]
Ordinance appropriating $108,600, Treasurer/Tax Collector, for non-personal services, materials and supplies, equipment and services of other departments for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-24, Ordinance No. 402-94

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Settlement of Litigation, Martinez vs. CCSF]
Ordinance authorizing settlement of litigation entitled "Martinez vs. City and County, et al.", by payment of $38,500. (City Attorney)

File 45-94-58, Ordinance No. 394-94

(Northern District Case No. 92-04638-WHO)

Finally passed.

[Settlement of Litigation, Gatti v. CCSF]
Ordinance authorizing settlement of litigation of Gatti against the City and County by payment of $24,000. (City Attorney)

File 45-94-59, Ordinance No. 395-94

(Superior Court No. 947-287)

Finally passed.

[Settlement of Litigation, Parrish v. CCSF]
Ordinance authorizing settlement of litigation entitled "Parrish v. City and County" by payment of $55,000. (City Attorney)

File 45-94-60, Ordinance No. 396-94

(Superior Court No. 946-090)

Finally passed.

[Settlement of Litigation, Brenda Conway]
Ordinance authorizing settlement of litigation of Brenda Conway against the City and County by payment of $75,000. (City Attorney)

File 45-94-61, Ordinance No. 397-94

(Superior Court No. 952-399)

Finally passed.

Recommendations of Government Efficiency and Labor Committee

Finally Passed

[Assessment Appeals Board Assignments]
Ordinance amending Administrative Code, to correct a typographical error and to provide that a refund of the hearing fee will be given only if the Assessment Appeals Board reduces the value of the property to the applicant's opinion of value as stated in their original application and only if the applicant applies to the Board for a refund within 30 days following the Board's decision; to provide that a single findings of fact fee shall be due for a single appraisal unit; and to allow Assessment Appeals Board No. 1 to hear appeals of all types, to allow Assessment Appeals Board No. 2 to hear appeals involving property on the unsecured roll assessed at $75,000 or less, and to allow members of one assessment appeals board to serve on the other board in conformance with state law. (Supervisor Kaufman)

File 97-94-59, Ordinance No. 398-94

(Amends Sections 2B.10, 2B.11 and 2B.13.)

Finally passed.

[Lobbyist Reporting Requirements]
Ordinance amending Administrative Code, relating to the reporting requirements of lobbyists, and providing for an effective date of January 1, 1995. (Supervisors Hallinan, Alioto)

File 97-94-66, Ordinance No. 399-94

(Amends Sections 16.526 and 16.532.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Nonpotable and Reclaimed Water Use Master Plan]
Ordinance amending Public Works Code, providing for a schedule for completion of the Nonpotable and Reclaimed Water Use Master Plan and adding Treasure Island, Yerba Buena Island and Hunters Point Naval Shipyard areas to the Reclaimed Water Use Area Map. (Supervisor Migden)

File 123-94-5, Ordinance No. 393-94

(Amends Section 1203 and 1209.)

Finally passed.

Adopted

[Residential Parking Area "N", North Inner Richmond]
Resolution extending the boundaries of Residential Permit Parking Area "N" in the North Inner Richmond Area and adding Fourteenth Avenue, between Anza and Balboa Streets, both sides, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-94-12, Resolution No. 997-94

Adopted.

[Residential Parking Area "I", Bartlett Street]
Resolution extending the boundaries of Residential Permit Parking Area "I" in the Bartlett Street Area and adding Shotwell Street, between Twentieth and Twenty-First Streets, both sides, to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic)

File 40-94-13, Resolution No. 998-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 9.

Absent: Supervisors Leal, Migden - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

(Only one of the following two motions should be adopted.)

Adopted

[Zoning Appeal]
Motion approving decision of the City Planning Commission by its Motion No. 13748, approving Conditional Use Application No. 93.723C, of property located at 45 Farallones Street, and adopting findings pursuant to City Planning Code Section 101.1.

File 37-94-7.1

(Appeal filed September 26, 1994.)

(October 31, 1994 - Consideration continued to November 14, 1994.)

Supervisor Kennedy, seconded by Supervisor Bierman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 8.

Noes: Supervisor Conroy - 1.

Absent: Supervisors Leal, Migden - 2.

Tabled

[Zoning Appeal]
Motion disapproving decision of the City Planning Commission by its Motion No. 13748, approving Conditional Use Application No. 93.723C, of property located at 45 Farallones Street.

File 37-94-7.2

(October 31, 1994 - Consideration continued to November 14, 1994.)

Supervisor Kennedy, seconded by Supervisor Bierman, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 9.

Absent: Supervisors Leal, Migden - 2.

Adopted

[Findings]
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 93.723C of property located at 45 Farallones Street, for action by the Board at its next meeting.

File 37-94-7.3

(October 31, 1994 - Consideration continued to November 14, 1994.)

Supervisor Kennedy, seconded by Supervisor Maher, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Shelley - 9.

Absent: Supervisors Leal, Migden - 2.

Appointment of President Pro Tempore

At the request of the President, Supervisor Kennedy assumed the Chair so the President could participate in the debate from the floor.

From Budget Committee Without Recommendation

Refused Adoption

[Competitive Bidding for 800 MHz Project]
Resolution finding by the Board of Supervisors that the 800 MHz Management and Radio Systems Engineering with Optional 911 Project being negotiated between the Chief Administrative Officer (CAO) and Motorola, Inc., should be subject to competitive bidding; and urging the Mayor to urge the CAO to notify the Board of Supervisors in all cases where contracts for services exceed $1,000,000; and urging the Mayor to urge the Purchaser to provide a list of all contracts in the last five years that were not subject to competitive bidding, whose value exceeded $1,000,000. (Supervisors Alioto, Kennedy, Leal, Maher, Migden)

File 229-94-2, Resolution No.

(October 31, 1994 - Consideration continued to November 14, 1994.)

Supervisor Alioto, seconded by Supervisor Maher, moved to amend to change the word "bid" to "process" wherever it appears in the legislation.

Supervisor Alioto, seconded by Supervisor Shelley, moved to continue consideration to December 5, 1994.

Motion to continue refused adoption by the following vote:

Ayes: Supervisors Alioto, Maher, Shelley - 3.

Noes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy - 5.

Absent: Supervisors Hsieh, Leal, Migden - 3.

There being no objection Supervisor Alioto withdrew her motion to amend.

Resolution refused adoption by the following vote:

Ayes: Supervisor Alioto - 1.

Noes: Supervisors Bierman, Conroy, Hallinan, Kaufman, Kennedy, Maher, Shelley - 7.

Absent: Supervisors Hsieh, Leal, Migden - 3.

The President resumed the Chair.

NEW BUSINESS

Recommendation of Budget Committee

Adopted as Amended

[Amendment, Joint Powers Agreement]
Resolution ratifying an amendment to the Joint Powers Agreement Peninsula Corridor Project modifying the formula under which the Joint Powers Board's administrative costs are allocated and establishing a formula for apportioning routine capital costs, subject to the City Charter's budgetary and fiscal provisions; rescinding, upon ratification of the amendment by all parties; previous Board Resolution No. 538-94 which gave notice to withdraw from the Joint Powers Board and urging the Mayor to submit a supplemental appropriation for $129,300 to make the first of five payments to cover San Francisco's share of the start-up costs. (Supervisor Hsieh)

File 172-94-2.3, Resolution No. 966-94

Supervisor Hsieh, seconded by Supervisor Bierman, moved an amendment of the whole, entitled "Resolution ratifying an amendment to the Joint Powers Agreement Peninsula Corridor Project modifying the formula under which the Joint Powers Board's administrative costs are allocated and establishing a formula for apportioning routine capital costs subject to the City Charter's budgetary and fiscal provisions; rescinding, upon ratification of the amendment by all parties, previous Board Resolution No. 538-94 which gave notice to withdraw from the Joint Powers Board and urging the Mayor to submit a supplemental appropriation for $129,300 to make the first of five payments to cover San Francisco's share of the start-up costs."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

Recommendation of Housing and Land Use Committee

Passed for Second Reading

[Residential Parking Permits, Vanpool Vehicles]
Ordinance amending Traffic Code, to authorize the issuance of Residential Parking Permits for vanpool permits. (Department of Parking and Traffic)

File 124-94-14, Ordinance No.

(Amends Section 308.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

SPECIAL ORDER - 3:00 P.M.

From the President

Consideration Continued

[Public Notice During Newspaper Strike Report]
Report from Purchasing Department concerning the extent to which the San Francisco Examiner has been published, circulated and distributed during the ongoing labor dispute at the San Francisco Newspaper Agency, in order to determine whether the letter and/or the intent of City and County public notice requirements may have been violated and whether the San Francisco Examiner has violated its contract with the City and County of San Francisco as its designated official newspaper. (Supervisor Hallinan)

File 112-94-003.02

Supervisor Hallinan, seconded by Supervisor Maher, moved to continue consideration to November 21, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Maher - 8.

Absent: Supervisors Leal, Migden, Shelley - 3.

SPECIAL ORDER 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing of all persons interested in or objecting to proposed amendment to approving the Redevelopment Plan for the Yerba Buena Center Redevelopment Project Area, by amending said plan in order to (1) make the redevelopment plan congruent, where appropriate, with the goals, policies, and land use designations of those portions of the City Planning Code that shape development in areas adjacent to the Yerba Buena Center Redevelopment Project Area; (2) extend the time for eminent domain proceedings to acquire property within the project area, from December 1, 1998 to May 1, 2006; (3) increase the amount of tax increment dollars which may be allocated to the agency pursuant to Section 33670 of the California Health and Safety Code from $372.9 million to $600 Million; (4) amend the provision for the establishment or incurrence of debt to be repaid from the allocation of taxes pursuant to Section 33670 by the agency from April 25, 2006 to January 1, 2004; (5) amend the duration of the redevelopment plan including the provisions of other documents formulated pursuant thereto from April 5, 2006 to January 1, 2009; and (6) establish January 1, 2019 as the time limit for the Agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency.

File 91-94-1

The privilege of the floor was granted to the following:

Dehnert Queen; Roberta Caravelli; Lee Meyerzove; Bob Meyers.

There being no one else present wishing to speak, the President declared the hearing closed.

From Redevelopment Agency

Adopted

[Environmental Findings, Yerba Buena Project]
Resolution adopting environmental findings and statement of overriding considerations pursuant to the California Environmental Quality Act and State guidelines in connection with the ordinance adopting the proposed amendment to the Redevelopment Plan for the Yerba Buena Center Redevelopment Project Area. (Redevelopment Agency)

File 91-94-1.1, Resolution No. 999-94

(Fiscal Impact.)

(November 3, 1994 - Transferred to Budget Committee from Housing and Land Use Committee because of fiscal impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy - 6.

Absent: Supervisors Kaufman, Leal, Maher, Migden, Shelley - 5.

Passed for Second Reading

[Yerba Buena Center Redevelopment Plan, Amendments]
Ordinance amending Ordinance No. 98-66, as amended by Ordinance Nos. 201-71, 393-73, 386-76, 367-77, 420-79, 538-81 and 477-86, approving the redevelopment plan for the Yerba Buena Center Redevelopment Project Area, by amending said plan in order to (1) make the redevelopment plan congruent, where appropriate, with the goals, policies, and land use designations of those portions of the City Planning Code that shape development in areas adjacent to the Yerba Buena Center Redevelopment Project Area; (2) extend the time for eminent domain proceedings to acquire property within the project area, from December 1, 1998 to May 1, 2006; (3) increase the amount of tax increment dollars which may be allocated to the agency pursuant to Section 33670 of the California Health and Safety Code from $372.9 million to $600 Million; (4) amend the provision for the establishment or incurrence of debt to be repaid from the allocation of taxes pursuant to Section 33670 by the agency from April 25, 2006 to January 1, 2004; (5) amend the duration of the redevelopment plan including the provisions of other documents formulated pursuant thereto from April 5, 2006 to January 1, 2009; and (6) establish January 1, 2019 as the time limit for the Agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency; companion measure to File 91-94-1.1. (Redevelopment Agency)

File 91-94-1, Ordinance No.

(Fiscal Impact.)

(November 3, 1994 - Transferred to Budget Committee from Housing and Land Use Committee because of fiscal impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy - 6.

Absent: Supervisors Kaufman, Leal, Maher, Migden, Shelley - 5.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Patricia Vaughey, various issues;
Max Chenier, 48 Farallones;
Roberta Caravelli, piecemeal approval of projects by Planning Commission;
Dehnert Queen, election;
Leslie Manning, support of newspaper strike;
Leboriae Smoore, return of towed car;
Kathy Perry, Geneva Towers;
Garr Tovia Faitoa, water at Geneva Towers;
Male speaker, population;
Dave Rogers, Matrix;
Emperor Arcadia.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Newspaper Strike]
Resolution urging the San Francisco Newspaper Agency to contribute to the costs incurred by the Police Department as a result of the newspaper strike and urging the San Francisco Newspaper Agency and the

management of the Chronicle and Examiner to negotiate in good faith with the Conference of Newspaper Unions. (Supervisors Shelley, Hallinan, Bierman)

File 176-94-010, Resolution No. 1000-94

(November 7, 1994 - Introduced in Board for consideration on November 14, 1994.)

Adopted.

[Newspaper Strike Budget Analysis Report]
Motion directing the Board of Supervisors Budget Analyst to conduct a financial analysis of the increased costs to the City as a result of the newspaper strike. (Supervisors Shelley, Hallinan, Bierman)

File 165-94-013

(November 7, 1994 - Introduced in Board for consideration on November 14, 1994.)

Adopted.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisors Alioto, Leal, Bierman, Shelley, Migden)

File 030-94-001.22

(November 7, 1994 - Introduced in Board for consideration on November 14, 1994.)

Adopted.

[Condominium Project]
Motion approving final map of Portola Place, Unit I, being a resubdivision of Block 5417, Lots 9 and 36; Block 5422A, Lot 2, Block 5248A, Lots 2, 3, 4, 5, and 9, and 232 Lot planned unit development, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-19

(November 7, 1994 - Introduced in Board for consideration on November 14, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-46, Resolution No. 967-94

(Mayor Frank Jordan, November 11 - 26; Tom Hsieh, member, Board of Supervisors, December 21, 1994 - January 4, 1995; Kevin Shelley, member, Board of Supervisors, November 15 - December 10; Anne Halsted, member, Port Commission, November 9 - 13; Michael Hardeman, member, Port Commission, December 4 - 7; Michael S. Strunsky, member, Airport Commission, November 8 - 13, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt two motions. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

Adopted

[Serious Injury Finding]
Motion that the Board find by roll call vote that for the resolution being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Kennedy, seconded by Supervisor Kaufman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kennedy, seconded by Kaufman, moved to adopt.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

[Public Health Emergency - Proposition 187]
Resolution urging the City Attorney and Public Health Officials to participate in legal strategies to clarify the constitutionality and legality of Proposition 187; urging the Mayor to urge the City's State Legislative Lobbyist and to urge the Health Commission to urge the Director of Public Health to pursue state exemptions to Proposition 187; and urging the Mayor to declare a public health emergency if Proposition 187 is not permanently enjoined in order to continue to provide vital health services.

File 060-94-013.01, Resolution No. 965-94

Supervisors Kaufman, Shelley, Kennedy, Alioto, Leal presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

[Purely Commendatory Finding]
Motion that the Board find by roll call vote that the resolution being considered at this time is purely commendatory.

Supervisor Kennedy, seconded by Supervisor Kaufman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Kennedy, seconded by Supervisor Kaufman, moved adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

[Commend, Health Care Coalition]
Resolution commending the Health Care Coalition which has declared November 15, 1994 as NATIONAL MEDICAL MARIJUANA DAY.

File 6-94-070, Resolution No. 968-94

Supervisors Hallinan, Alioto, Bierman presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy - 6.

Absent: Supervisors Conroy, Leal, Maher, Migden, Shelley - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Homelessness - Community House Project]
Resolution urging the Mayor to urge the Social Services and Public Health Commissions and the Mayor's Offices of Housing and Community Development to expand the Community House Program to provide for 1,500 homeless people in 1995. Supervisor Kaufman presented. Referred to Economic Vitality/Social Policy Committee.

File 083-93-002.01.

[Citywide Radio Communication System Agreement]
Resolution approving the form and authorizing the execution and approval of amended and restated master agreement between the City and County and Motorola Communications and Electronics, Inc.; approving modifications to master agreement; granting general authority to city officials to take necessary actions in connection with the execution and approval of the master agreement; and ratifying actions previously taken. Supervisor Hallinan presented. Referred to Budget Committee.

File 229-94-002.01.

Requests for Hearings:

File 100-94-014. [Impact of Congressional Change on City's Budget] Hearing to consider the impact of the change in the Congress and the impact it may have on the City's budget. Supervisor Hsieh presented. Referred to Budget Committee.

File 100-94-015. [Impact of State Legislature Change on City Budget] Hearing to consider the impact of the change in the State Legislature and the impact it may have on the City's budget. Supervisor Hsieh presented. Referred to Budget Committee.

File 100-94-016. [Status of Overtime Budgets] Hearing to consider the status of Departmental overtime budgets and any projected deficit. Supervisor Hsieh presented. Referred to Budget Committee.

File 206-94-005. [Geneva Towers Tenants Relocation Plan] Hearing to consider the relocation plans for the Geneva Towers tenants. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 054-94-014. [Proposition O Board Meeting] Motion ordering the January 17, 1995 meeting of the Board of Supervisors to be held in the Bayview Hunters Point at 2:00 p.m. Supervisor Shelley presented. Referred to Rules Committee.

File 054-94-015. [Presentation of Elder Abuse Task Force Report] Motion requesting the Elder Abuse Task Force present it's report and recommendations to the full Board at its meeting of November 21, 1994. Supervisor Kennedy presented. At the direction of the President, scheduled for November 21, 1994 meeting.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 045-94-063. [Settlement of litigation, Faina Yarmolinskaya] Ordinance authorizing settlement of litigation of Faina Yarmolinskaya against the City and County of San Francisco by payment of $40,000. (Superior Court No. 955-830) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-064. [Settlement of Litigation, Joseph Koram] Ordinance authorizing settlement of litigation of Joseph Koram against the City and County of San Francisco by payment of $10,000. (Superior Court No. 951-953) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 045-94-065. [Settlement of Litigation/Beria Tasby & Alton Hardy] Ordinance authorizing settlement of litigation of Beria Tasby and Alton Hardy against the City and County of San Francisco for a total payment of $7,268.10. (Municipal Court No. 052-601) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 101-94-031. [Appropriation, Dept of Parking & Traffic] Ordinance appropriating $21,000,000, Department of Parking and Traffic, of parking meter revenue bond proceeds for various capital improvement projects and reimbursing advances from the Parking Revenue Fund for fiscal year 1994-95; placing $113,594 on reserve. RO #94106 (Controller) Referred to Budget Committee.

Resolutions Referred to Committee

File 028-94-015. [Emergency Repair, Ferry Building Roof Deck] Resolution approving a declaration of emergency for the Ferry Building Roof Deck Surfacing Repair; Port Contract No. 2603 - $35,000. (Port Commission) Referred to Budget Committee.

File 082-94-009. [Sewer Easements, Islais Creek Transport Project] Resolution authorizing the City and County of San Francisco to acquire on behalf of the Department of Public Works the permanent sewer easement known as 1CT 10B through a portion of the real property identified as Assessor's Parcel No. 4347B/4 and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Referred to Budget Committee.

File 106-94-002. [Prevailing Wage Rates, Private Employment] Resolution fixing highest generally prevailing wage rates, private employment on public contracts. (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 143-94-010. [Federal Grant, Project Read Student Support] Resolution authorizing the City Librarian to accept and expend $34,997 available from the United States Department of Education for a Project Read Student Support Program. There are indirect costs of five percent contained in the budget of this grant. (Public Library) Referred to Government Efficiency/Labor Committee.

File 143-94-011. [Federal Grant, Project Read Tutor Support] Resolution authorizing the City Librarian to accept and expend $29,058 available from the United States Department of Education for a Project Read Tutor Support Program. There are indirect costs of five percent contained in the budget of this grant. (Public Library) Referred to Government Efficiency/Labor Committee.

File 146-94-031. [State Grant, Hazardous Materials Equipment] Resolution authorizing the Department of Public Health, Bureau of Toxics, Health, & Safety Services, to apply for retroactively and accept and expend a grant of $5,000, which include indirect costs in the amount of $555, based on 11.1% of direct costs from the California Environmental Protection Agency, Department of Toxics Substances Control, for hazardous materials emergency response equipment; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 270-93-003.01. [Earthquake Emergency Relief Fund Expenditure] Substitute legislation entitled: Resolution retroactively approving expenditure of $35,000 placed on reserve in Resolution 77-94 from the Mayor's Earthquake Relief Fund for the services of a technical writer consultant to modernize and revise the City and County of San Francisco Emergency Operations Plan. (Also see File 270-93-6.) (Mayor's Office of Emergency Services) Referred to Budget Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Shelley, that City Attorney prepare ordinance amending the Health Code to authorize the Department of Public Health to abate litter as defined in Article 15.1 of the Public Works Code, Section 174, as part of the Department of Public Health's authority regarding restaurants and food

service businesses.

By Supervisor Alioto, that City Attorney prepare ordinance to implement policy establishing a Youth Commission.

By Supervisor Alioto, that letter be sent to the Controller inquiring whether an audit of the franchise agreement between Pacific Gas and Electric Company and the City and County has been conducted within the past four years, pursuant to Administrative Code Section 11.7; that the results of these audits be finalized and transmitted to the Board of Supervisors within 90 days.

By Supervisor Alioto, that letter be sent to the Chief Administrative Officer inquiring whether any reports regarding the franchise fee agreement between Pacific Gas and Electric Company and the City and County during the past four years have been filed with the Board of Supervisors, pursuant to Administrative Code Section 11.5; that such reports be finalized and filed with the Board of Supervisors within 90 days.

By Supervisor Alioto, that letter be sent to the General Manager of the Recreation and Park Department inquiring about the status of implementing Resolution No. 437-94, which calls for the removal of Marlboro advertising at Candlestick Park.

By Supervisor Bierman, that letter be sent to John Newlin, Executive Director, Department of Parking and Traffic to inquire about the current status of the proposal to put traffic lights at the intersection of Market, Noe and 16th Streets, the current timing of the traffic lights which appear to foster a pedestrian hazard as well as a vehicular hazard (a neighborhood safety issue identified by the Duboce Triangle Neighborhood Association).

By Supervisor Maher, that letter be sent to the General Manager of the Retirement System to inquire about the refusal of the Retirement System to allow women to buy back benefits lost due to maternity leave.

By Supervisor Migden, that City Attorney prepare legislation implementing the recently passed Proposition I (Rent Control/Owner-Occupied Buildings) and providing for notification of the ordinance change to tenants and property owners.

By Supervisor Alioto, establishing the Select Committee on Municipal Public Power pursuant to approval of File 54-94-13 and selecting as members: Supervisor Alioto, Chair; Supervisor Hallinan, Vice Chair; Supervisor Bierman, member; to meet the 2nd and 4th Wednesday of each month at 10:00 a.m. beginning December 14, 1994.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Police Officer James Guelff (By the entire Board)
Pedro Zamora (By the entire Board)
Ron Braithwaite (By the entire Board)
Barry Simmons (By Supervisor Kaufman)
Terry Thompson (By Supervisor Migden)
Lois Haskins (By Supervisor Kennedy)

File 2-94-46

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 5:15 p.m. adjourned.

Jean C. Lum, Acting Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on December 5, 1994

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, November 21, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 47

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, November 21, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:12 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Migden - 6.

Noted absent at first roll call:

Supervisors Conroy, Kaufman, Leal, Maher, Shelley - 5.

Quorum present.

Supervisor Conroy excused, on official leave of absence.

Supervisor Kaufman was noted present at 2:20 p.m.

Supervisor Leal excused. (see infra.)

Supervisor Maher was noted present at 2:15 p.m.

Supervisor Shelley excused, on official leave of absence.

Supervisor Leal Excused

The Clerk stated Supervisor Leal requested to be excused from attending today's meeting.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to excuse Supervisor Leal.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Kaufman, Leal, Maher, Shelley - 5.

Suspension of Rules

Supervisor Hallinan, seconded by Supervisor Bierman moved to suspend Rule 2.21 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to Fernando Caldero, Executive Director of the National Police of Nicaragua and to Dan Conley, member of City Council, Boston, Massachusetts.

No objection and motion carried.

Mr. Caldero brought greetings to the Board.

Councilmember Conley presented a book to President Alioto, lapel pins to members of the Board and expressed condolences on the death of Police Officer Guelff.

CONSENT CALENDAR

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, CAO, $291,500]
Ordinance appropriating $291,500, Chief Administrative Officer's Office of Solid Waste impound account funds for a Recycling Theft Prevention and Enforcement Program Project for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-27, Ordinance No.

Passed for second reading.

Adopted

[CHIP Program Funds for Fiscal Year 1994-95]
Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents Program (CHIP) Funds for fiscal year 1994/95 and that the chairperson or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP Funds for fiscal year 1994/95. (Supervisors Alioto, Bierman)

File 30-94-25, Resolution No. 1002-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden - 7.

Absent: Supervisors Conroy, Kaufman, Leal, Shelley - 4.

REGULAR CALENDAR

UNFINISHED BUSINESS

From the Clerk

Adopted

[Findings]
Motion adopting findings related to the appeal of the City Planning Commission's approval of Conditional Use Application No. 93.723C, which authorized the establishment of a residential care facility within a former church rectory under Section 209.3(c) of the Planning Code in an RH-1 (House, One -Family) District in a 40-X Height and Bulk District of property located at 45 Farallones Street, south side, between San Jose and Plymouth Avenues (Lot 53 in Assessor's Block 7108).

File 37-94-7.4

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kennedy, Maher, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Kaufman, Leal, Shelley - 5.

Recommendation of Housing and Land Use Committee

Finally Passed

[Residential Parking Permits, Vanpool Vehicles]
Ordinance amending Traffic Code, to authorize the issuance of Residential Parking Permits for vanpool permits. (Department of Parking and Traffic)

File 124-94-14, Ordinance No. 405-94

(Amends Section 308.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden - 7.

Absent: Supervisors Conroy, Kaufman, Leal, Shelley - 4.

From Redevelopment Agency

Finally Passed

[Yerba Buena Center Redevelopment Plan, Amendments]
Ordinance amending Ordinance No. 98-66, as amended by Ordinance Nos. 201-71, 393-73, 386-76, 367-77, 420-79, 538-81 and 477-86, approving the redevelopment plan for the Yerba Buena Center Redevelopment Project Area, by amending said plan in order to (1) make the redevelopment plan congruent, where appropriate, with the goals, policies, and land use designations of those portions of the City Planning Code that shape development in areas adjacent to the Yerba Buena Center Redevelopment Project Area; (2) extend the time for eminent domain proceedings to acquire property within the project area, from December 1, 1998 to May 1, 2006; (3) increase the amount of tax increment dollars which may be allocated to the agency pursuant to Section 33670 of the California Health and Safety Code from $372.9 million to $600 Million; (4) amend the provision for the establishment or incurrence of debt to be repaid from the allocation of taxes pursuant to Section 33670 by the agency from April 25, 2006 to January 1, 2004; (5) amend the duration of the redevelopment plan including the provisions of other documents formulated pursuant thereto from April 5, 2006 to January 1, 2009; and (6) establish January 1, 2019 as the time limit for the Agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency)

File 91-94-1, Ordinance No. 404-94

(Fiscal Impact.)

(November 3, 1994 - Transferred to Budget Committee from Housing and Land Use Committee because of fiscal impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden - 7.

Absent: Supervisors Conroy, Kaufman, Leal, Shelley - 4.

In connection with the above item, Supervisor Hsieh requested to be added as co-sponsor.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Dept of Public Works, $300,000]
Ordinance appropriating and rescinding $300,000, Department of Public Works, capital projects transferring monies from North Point Treatment Plan Project to Bay Area/San Joaquin Valley Water Reuse Project for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-28, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden - 7.

Absent: Supervisors Conroy, Kaufman, Leal, Shelley - 4.

[Supplemental Appropriation, Board of Supervisors, $84,000]
Ordinance appropriating $84,000 to operate Municipal Access TV Channel; rescinding $84,000 in capital project funds from Chief Administrative Officer's Office, for fiscal year 1994-95. (Supervisor Alioto)

File 69-94-4.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden - 7.

Absent: Supervisors Conroy, Kaufman, Leal, Shelley - 4.

In connection with the above item, Supervisors Kennedy, Alioto requested to be added as co-sponsors.

[Fees for Animal Care]
Ordinance amending Health Code to increase fees charged by the Department of Animal Care and Control for animal adoptions, redemption of impounded animals, spay/neuter deposits and daily care of impounded animals and authorizing Animal Control Officer to charge the actual cost of spaying or neutering impounded animals, to waive any fees in the event of the owner's extreme financial difficulty, and to charge a penalty fee for redemption of animals impounded more than once by animal control. (Animal Care and Control Department)

File 118-94-4, Ordinance No.

(Amends Sections 41.9 and 41.10.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Maher, Migden - 7.

Absent: Supervisors Conroy, Kaufman, Leal, Shelley - 4.

Adopted

[Center for Special Problems]
Resolution urging the Department of Public Health to request and urging the Mayor to approve supplemental appropriations of $400,000 for fiscal year 1994-95 to restore the offender programs at the Center for Special Problems and assure that the offender programs continue to be administered by the Department of Public Health. (Supervisors Alioto, Bierman, Hsieh)

File 30-94-24, Resolution No. 1003-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

Recommendation of Budget Committee and
Health, Public Safety and Environment Committee

Consideration Continued

[Employer Wage Subsidy - General Assistance]
Ordinance amending Administrative Code, to authorize General Assistance, Employer Wage Subsidy Program. (Supervisors Migden, Alioto, Bierman)

File 97-94-41.2, Ordinance No.

(Fiscal Impact.)

(Adds Section 20.57.7.)

Supervisor Migden, seconded by Supervisor Hsieh, moved to continue consideration to December 5, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

Recommendation of Economic Vitality and Social Policy Committee

Consideration Continued

[Film Production Activities]
Ordinance amending Police Code, to except certain film production activities from the provisions of Article 29, Regulation of Noise. (Supervisor Alioto)

File 121-94-9, Ordinance No.

(Adds Section 2914.1;
Amends Sections 2915 and 2916.)

Supervisor Kennedy, seconded by Supervisor Migden, moved to continue consideration to December 5, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Migden - 7.

Absent: Supervisors Conroy, Leal, Maher, Shelley - 4.

SPECIAL ORDER - 3:00 P.M.

From the President

Presentation Made

[Presentation of Elder Abuse Task Force Report]
Presentation of the report and recommendations from the Elder Abuse Task Force. (Supervisor Kennedy)

File 054-94-015

Presentation made.

SPECIAL ORDER - 3:00 P.M.

From the President

Referred to Committee

[Public Notice During Newspaper Strike Report]
Report from Purchasing Department concerning the extent to which the San Francisco Examiner has been published, circulated and distributed during the ongoing labor dispute at the San Francisco Newspaper Agency, in order to determine whether the letter and/or the intent of City and County public notice requirements may have been violated and whether the San Francisco Examiner has violated its contract with the City and County of San Francisco as its designated official newspaper. (Supervisor Hallinan)

File 112-94-003.02

(November 14, 1994 - Consideration continued to November 21, 1994.)

Supervisor Hallinan, seconded by Supervisor Alioto, moved to refer to Government Efficiency and Labor Committee.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Public Hearing]
Hearing of all persons interested in or objecting to the proposed formation of Assessment District No. 92-2 pursuant to Article 1 of Chapter 2 of the Landscaping and Lighting Act of 1972, as adopted by Article 6.1, Subarticle VIII, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code) for the purposes of installing street lighting in the Dolores Heights District; confirming the diagram and assessments as described in the Engineer's Report; ordering the improvements; and levying the first annual assessment. (Department of Public Works)

File 52-94-2.3

(A second public hearing will be held on December 5, 1994.)

The President inquired if anyone present wished to speak.

The privilege of the floor was granted to the following:

David Evers, John Juste, John Morser, Carl Holm, Jesse Vetrano, David Meyer, William Kingsbury, Linda Kingsbury, Douglas Hayden, Louise Meyer, and Donald Stroh.

SPECIAL ORDER 3:00 P.M.

Hearing Held

[Public Hearing]
Hearing of all persons interested in or objecting to the proposed vacation of a portion of a public sewer and drainage easement located within Block 4034, Lot No.4 and conveying the City's interest to the property owner in exchange for a new easement and adopting findings that the vacation is consistent with the City's Master Plan and Eight Priority Policies of City Planning Code Section 101.1.

File 164-94-2

The President inquired if anyone present wished to speak.

There were no speakers.

From Housing and Land Use Committee Without Recommendation

Passed for Second Reading

[18th and Arkansas Streets, Vacation of Sewer Easement/Exchange]
Ordinance ordering the vacation of a portion of a public sewer and drainage easement located within Block 4034, Lot No.4 and conveying the City's interest to the property owner in exchange for a new easement and adopting findings that the vacation is consistent with the City's Master Plan and Eight Priority Policies of City Planning Code Section 101.1. (Real Estate Department)

File 164-94-2.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Maher, Migden - 8.

Absent: Supervisors Conroy, Leal, Shelley - 3.

COMMITTEE REPORTS

Adopted

[Condominium Project]
Motion approving final map of 18th and Arkansas Street, a Condominium Project, being a resubdivision of Lot 5 in Assessor's Block 4034, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-18

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Migden - 7.

Absent: Supervisors Conroy, Leal, Maher, Shelley - 4.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Marie Harrison, Geneva Towers;
Leboriae Smoore, Car Registration;
Bill Marguis, Automatic Weapons for Police Officers;
Jesus Gumban, Loss of Job.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-47, Resolution No. 993-94

(Susan Leal, member, Board of Supervisors, November 18 - 29; Mary Gomez Daddio, member, Human Rights Commission, November 20 - 25; Doris M. Ward, Assessor, November 18 - 28, 1994.)

Adopted.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hsieh, Leal, Maher, Shelley - 5.

IMPERATIVE CALENDAR

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board adopted the following motions.

Adopted

[Purely Commendatory Finding]
Motion that the Board find by roll call vote that the resolutions being considered at this time are purely commendatory.

Supervisor Bierman, seconded by Supervisor Kennedy, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hsieh, Leal, Maher, Shelley - 5.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Bierman, seconded by Supervisor Kennedy, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hsieh, Leal, Maher, Shelley - 5.

Adopted

[Commend, Korean Center, Inc.]
Resolution congratulating the Korean Center, Inc. on its 20th Anniversary, and commending the Korean Center for its contributions to the Korean American Community and the City and County of San Francisco.

File 006-94-071, Resolution No. 994-94

Supervisor Alioto presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hsieh, Leal, Maher, Shelley - 5.

[Commend, Walden House, Inc./Alfonso Acampora]
Resolution honoring Walden House Inc., and its President and Chief Executive Officer, Alfonso Pio Acampora, on its twenty-fifth anniversary.

File 006-94-072, Resolution No. 995-94

Supervisor Alioto presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hsieh, Leal, Maher, Shelley - 5.

[Commend, Greece Consul General Elias Clis]
Resolution commending Elias Clis, the Consul General of Greece, and acknowledging the Consul General and Mrs. Clis for the outstanding service rendered to the people of San Francisco.

File 006-94-073, Resolution No. 996-94

Supervisors Bierman, Alioto presented for immediate adoption.

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Migden - 6.

Absent: Supervisors Conroy, Hsieh, Leal, Maher, Shelley - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Settlement of Lawsuit - Gannett Outdoor Co.]
Ordinance authorizing settlement of litigation of Gannett Outdoor Co. of Northern California against the City and County of San Francisco for a payment of $220,000 by the City to Gannett, plus interest at the apportionment rate pursuant to Code of Civil Procedure Sec. 1263.350 from January 1, 1994 until the date of payment. Supervisor Hallinan presented. Referred to Budget Committee with request it be considered at the November 30, 1994 meeting.

File 045-94-066.

[Courthouse Financing]
Ordinance approving delivery of a site lease between the City and the Courthouse Corporation, a lease agreement between the Corporation and City, an assignment agreement between the Corporation and Trustee and a trust agreement between City, Corporation, and Trustee; approving form of certificate purchase agreement by City, Corporation, Trustee and Underwriters; approving offer/sale of certificates, form of official statement; approving form of letter of credit agreement; authorizing officers of City to obtain credit, take other actions to consummate execution/delivery of not to exceed $63,000,000 certificates of participation to finance project; ratifying actions previously taken. Supervisors Hsieh, Alioto presented. Referred to Budget Committee with request it be considered at the November 30, 1994 meeting.

File 097-93-056.03.

[Gender Identity Discrimination]
Ordinance adding Article 46 to the Police Code to prohibit discrimination based on gender identity in employment, public accommodations, educational institutions and housing and amending Chapters 12A, 12B and 12C of the Administrative Code by amending sections 12.A.1, 12.A.2, 12.A.3, 12.A.5, 12.A.6, 12.A.8, 12.B.1, 12.B.2, 12.C.1, 12.C.2, and 12.C.3 to make discrimination based on gender identity an unfair neighborhood practice, and to prohibit discrimination on the basis of gender identity in City contracts. Supervisors Hallinan, Alioto, Bierman presented. Referred to Government Efficiency/Labor Committee.

File 097-94-037.02.

[Appropriation, Superior and Municipal Courts]
Ordinance appropriating $2,000,000, Superior and Municipal Courts, from the Courthouse Construction Fund for capital improvement project, and placing $2,000,000 on reserve. Supervisors Hsieh, Alioto presented. Referred to Budget Committee with request it be considered at the November 30, 1994 meeting.

File 101-94-034.

[Code Enforcement Penalties]
Ordinance amending Chapter 3 of the Building Code by amending Section 332.3 to establish a progressive penalty schedule for failure to timely abate unsafe conditions found by the Superintendent. Supervisor Kaufman presented. Referred to Housing and Land Use Committee.

File 114-94-007.

[Code Enforcement Procedures, Unsafe Buildings]
Ordinance amending the Building Code by amending Section 203 to eliminate mandatory administrative hearings by the Director of Public Works; to offer property owners the option of an appeal to the Abatement Appeals Board upon a finding of unsafe conditions by the Superintendent; to provide specific timelines which govern the administrative code enforcement process; and to require that persons who make complaints to the Superintendent of the Bureau of Building Inspection may elect to be apprised of the progress of abatement of the complaint. Supervisor Kaufman presented. Referred to Housing and Land Use Committee.

File 114-94-008.

[Union Street Design Guidelines]
Draft Ordinance amending the City Planning Code by amending Section 725.1 to adopt the "Union Street Design Guidelines" for review of permits and to require notice of permits to the Union Street Association in certain instances. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 115-94-013.

Referred to Board

[Support KQED's Smart Health Program]
Resolution supporting KQED's efforts in customizing Smart Health for City and County of San Francisco employees and their families. Supervisors Kennedy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 5, 1994.

File 006-94-074.

[Advisory Committee, Elder Abuse Task Force]
Resolution creating an Elder Abuse Advisory Committee consisting of 18 members to be appointed by the Board of Supervisors which shall oversee the implementation of the recommendations of the Elder Abuse Task Force. Supervisors Kennedy, Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 5, 1994.

File 054-94-015.01.

Referred to Committee

[DSS Inclusion in County Consortium]
Resolution authorizing the San Francisco County Department of Social Services's inclusion and participation in the Memorandum of Understanding between the California Department of Social Services and the County Welfare Directors Association as the representative of the California Consortium of Welfare Departments. Supervisor Kaufman presented. Referred to Government Efficiency/Labor Committee.

File 093-94-032.

Referred to Board

[Task Force for Central Freeway]
Resolution amending Resolution No. 541-92, as amended, which established the Citizens' Advisory Task Force for the Central Freeway, by increasing the membership of the Task Force from 11 to 20 members by adding representatives from the following neighborhoods and groups: the Richmond, the Panhandle, the Sunset, the Mission, the Haight, South of Market, South Van Ness, the urban design profession, and the San Francisco Transportation Authority Citizens' Advisory Committee. Supervisor Hallinan presented.

(See File 171-92-3, Res. No. 541-92) Referred to Board for Adoption Without Committee Reference Calendar December 5, 1994.

File 171-94-003.

Referred to Committee

[Semi-Automatic Weapons for Police Officers]

Resolution urging the Mayor to urge the Police Commission to approve the purchase and standard issuance of semi-automatic weapons to all officers of the San Francisco Police Department. Supervisors Alioto, Maher, Kennedy, Bierman, Hallinan presented. Referred to Budget Committee with request it be considered at the November 30, 1994 meeting.

File 207-94-016.

[Semi-Automatic Guns]
Resolution urging the Mayor to urge the Police Commission to issue semi-automatic guns and training to every San Francisco police officer through a phased-in program; urging the Mayor to urge the Police Commission to establish a priority system for issuing semi-automatic guns. Supervisors Kaufman, Maher, Kennedy, presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-017.

Requests for Hearings:

[Managed Care Providers Marketing Practices]
Hearing to consider the marketing practices of managed care providers on the local initiative. Supervisor Leal presented. Referred to Health/Public Safety/Environment Committee

File 030-94-026.

[Public Health System Viability.]
Hearing to consider the viability of the City's public health system. Supervisor Leal presented. Referred to Health/Public Safety/Environment Committee

File 030-94-027.

[Withdrawal of Official Newspaper contract]
Hearing to consider the feasibility of withdrawing the contract with the Examiner as the official newspaper for legal advertising of the Board of Supervisors meetings, to determine if the Examiner violated the contract, to consider the displacement of youth carriers, and to determine if and when the drivers will be called back to work. Supervisor Kennedy presented. Referred to Government Efficiency/Labor Committee with request it be considered at the December 6, 1994 meeting.

File 112-94-001.02.

Referred to Board

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. Supervisors Alioto, Leal, Bierman, Shelley, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar December 5, 1994.

File 030-94-001.23.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 052-94-003. [Underground District 321, Indiana St./Islais Creek] Ordinance creating Underground District No. 321 in Indiana Street/Islais Creek District. (Department of Public Works) Referred to Housing and Land Use Committee.

File 052-94-004. [Underground District 320, Brewster/Joy Area] Ordinance creating Underground District No. 320 (Bernal Heights) in the Brewster/Joy District. (Department of Public Works) Referred to Housing and Land Use Committee.

File 046-94-014. [Settlement of Lawsuit, Donna Briggs] Ordinance authorizing settlement of Donna Briggs v. Georgia Greiner, et al., upon receipt of the sum of $3,500 with credit rights and dismissal of cross complaint, and satisfaction of lien. (Superior Court No. 949-197) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-074. [Cash Difference & Overage Funds, Create, DPT] Ordinance amending Administrative Code by amending Section 10.88 thereof, relating to "Cash Difference Funds" and "Overage Funds". (Department of Parking and Traffic) Referred to Budget Committee.

File 101-94-032. [Appropriation, Retirement System, $47,557] Ordinance appropriating $47,557, Retirement System, from the Employee's Retirement Trust Fund for salaries and fringe benefits for the creation of one position for fiscal year 1994-95; subject of previous budgetary denial. RO #94114 (Controller) Referred to Budget Committee.

File 101-94-033. [Appropriation, District Attorney, $650,000] Ordinance appropriating $650,000 District Attorney's Office, from the General Fund Reserve for salaries, fringe benefits and training to address underfunding for fiscal year 1994-95; subject of previous budgetary denial. RO #94115 (Controller) Referred to Budget Committee.

Resolutions Referred to Committee

File 038-94-016. [Gift Acceptance, Walter and Josephine Landor] Resolution accepting a gift from the Walter and Josephine Landor Revocable Trust for use by San Francisco International Airport. (Airports Commission) Referred to Government Efficiency/Labor Committee.

File 140-94-001. [FEMA Grant, Fire Incident Reporting System] Resolution authorizing the San Francisco Fire Department to apply for, accept and expend $20,000 from the Federal Emergency Management Agency (FEMA) for a computerized fire incident reporting system; waiving indirect costs; and ratifying action previously taken. (Fire Commission) Referred to Government Efficiency/Labor Committee.

File 161-94-008. [South Bayshore Redevelopment Survey Area] Resolution designating and describing a survey area within the City and County of San Francisco pursuant to the California Community Redevelopment Law. (Redevelopment Agency) Referred to Housing and Land Use Committee.

File 172-94-042. [Mutual Aid Agreement, Fire Protection Services] Resolution approving the mutual aid agreement between the San Francisco Fire Department and the Golden Gate National Recreation Area for fire protection services. (Fire Commission) Referred to Government Efficiency/Labor Committee.

File 172-94-043. [Lease Agreement, Self Help for the Elderly] Resolution approving a lease agreement between the City and Self Help for the Elderly to provide for meal and recreation services for seniors at the South Sunset Recreation Center. (Recreation and Park Department) Referred to Government Efficiency/Labor Committee.

File 172-94-044. [Purchase and Sale Agreement, Clean Water Program] Resolution approving the form of, and authorizing the execution and delivery of, a Forward Purchase and Sale Agreement; and authorizing other actions related thereto. (Also see File 170-92-9, Resolution No. 656-92.) (Chief Administrative Officer) Referred to Budget Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hallinan, that City Attorney prepare legislation setting forth spending limits for candidate campaigns for all local elective offices.

By Supervisor Hallinan, that letter be sent to the publisher of the San Francisco Examiner, requesting him or a representative to appear at the Government Efficiency and Labor Committee meeting on December 6, 1994 to explain the status of the strike settlement and its effects on the youth carrier program.

By Supervisors Migden, Alioto, Bierman that letter be sent to the Rent Board inquiring whether the legal language of Proposition I includes an exemption for domestic partners.

By Supervisor Migden, that a letter be sent to the Retirement Board inquiring about plans to implement Proposition H (Domestic Partner Retirement Benefits) and encouraging the Retirement Board to set up a mechanism for notifying employees of the change in retirement benefits and to determine which current and/or former employees may be eligible.

By Supervisor Migden, that letters be sent to the Controller requesting preparation of legislation to implement Proposition Q, (Crime Prevention Workers) and to the Mayor urging him to urge the Criminal Justice Council to expedite preparation of the Request for Proposals and contract award for implementing Proposition Q.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Edward Randal Baylor (By Supervisor Kennedy)
Charles Waters (By Supervisor Kennedy)
Birda Shehee (By Supervisor Kennedy)
Louis A. Gerosa (By Supervisor Bierman)

File 2-94-47

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:08 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on December 12, 1994.

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, December 5, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 48

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, December 5, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:21 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Noted absent at first roll call:

Supervisors Conroy, Shelley - 2.

Quorum present.

Supervisor Shelley excused, on official leave of absence.

Supervisor Conroy excused. (see infra)

Supervisor Conroy Excused

The Clerk announced that Supervisor Conroy requested to be excused from attending today's meeting.

Supervisor Kennedy, seconded by Supervisor Leal, moved to excuse Supervisor Conroy from attendance.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Kennedy, seconded by Supervisor Leal, moved that the Journal of Proceedings for Monday, November 14, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Appropriation, CAO, $291,500]
Ordinance appropriating $291,500, Chief Administrative Officer's Office of Solid Waste impound account funds for a Recycling Theft Prevention and Enforcement Program Project for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-27, Ordinance No. 409-94

Finally passed.

[Appropriation, Dept of Public Works, $300,000]
Ordinance appropriating and rescinding $300,000, Department of Public Works, capital projects transferring monies from North Point Treatment Plan Project to Bay Area/San Joaquin Valley Water Reuse Project for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-28, Ordinance No. 410-94

(Fiscal Impact.)

Finally passed.

[Supplemental Appropriation, Board of Supervisors, $84,000]
Ordinance appropriating $84,000 to operate Municipal Access TV Channel; rescinding $84,000 in capital project funds from Chief Administrative Officer's Office, for fiscal year 1994-95. (Supervisors Alioto, Kennedy)

File 69-94-4.1, Ordinance No. 406-94

Finally passed.

[Fees for Animal Care]
Ordinance amending Health Code to increase fees charged by the Department of Animal Care and Control for animal adoptions, redemption of impounded animals, spay/neuter deposits and daily care of impounded animals and authorizing Animal Control Officer to charge the actual cost of spaying or neutering impounded animals, to waive any fees in the event of the owner's extreme financial difficulty, and to charge a penalty fee for redemption of animals impounded more than once by animal control. (Animal Care and Control Department)

File 118-94-4, Ordinance No. 411-94

(Amends Sections 41.9 and 41.10.)

Finally passed.

Passed for Second Reading

[Settlement of Lawsuit]
Ordinance authorizing settlement of litigation of Gannett Outdoor Co. of Northern California against the City and County for a payment of $220,000 by the City to Gannett, plus interest at the apportionment rate pursuant to Code of Civil Procedure Section 1263.350 from January 1, 1994 until the date of payment. (Supervisor Alioto)

File 45-94-66, Ordinance No.

Passed for second reading.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Budget Committee and
Health, Public Safety and Environment Committee

Passed for Second Reading

[Employer Wage Subsidy - General Assistance]
Ordinance amending Administrative Code, to authorize General Assistance Employer Wage Subsidy Program. (Supervisors Migden, Alioto, Bierman, Hsieh, Leal, Shelley)

File 97-94-41.2, Ordinance No.

(Fiscal Impact.)

(Adds Section 20.57.7.)

(November 21, 1994 - Consideration continued to December 5, 1994.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors - Conroy, Shelley - 2.

In connection with the above item, Supervisors Hsieh, Leal, Shelley requested to be added as co-sponsors.

Recommendation of Economic Vitality and Social Policy Committee

Consideration Continued

[Film Production Activities]
Ordinance amending Police Code, to except certain film production activities from the provisions of Article 29, Regulation of Noise. (Supervisor Alioto)

File 121-94-9, Ordinance No.

(Adds Section 2914.1;
Amends Sections 2915 and 2916.)

(November 21, 1994 - Consideration continued to December 5, 1994.)

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to December 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

From Housing and Land Use Committee Without Recommendation

Finally Passed

[18th and Arkansas Streets, Vacation of Sewer Easement/Exchange]
Ordinance ordering the vacation of a portion of a public sewer and drainage easement located within Block 4034, Lot No. 4 and conveying the City's interest to the property owner in exchange for a new easement and adopting findings that the vacation is consistent with the City's Master Plan and Eight Priority Policies of City Planning Code Section 101.1. (Real Estate Department)

File 164-94-2.1, Ordinance No. 407-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Amendment, Annual Appropriation Ordinance 1994-95]
Ordinance amending the administrative provisions of the 1994-95 Annual Appropriation Ordinance by adding Section 23.1 whereby a percentage of cost savings or previously unrecognized revenues realized by contract services is appropriated to the extent necessary to pay contract amount due. (Supervisor Alioto)

File 101-94-2.6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Adopted

[Contract, DPH-Deloitte & Touche]
Resolution approving the form and authorizing the execution and approval of a contract between the City and County, Department of Public Health, and Deloitte & Touche LLP to provide operational and financial consulting services; providing a cap on contractor's contingency payments; companion measure to File 101-94-2.6. (Supervisor Alioto)

File 172-94-40, Resolution No. 1020-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Passed for Second Reading

[Appropriation, District Attorney]
Ordinance appropriating $1,000,000 District Attorney's Office, from the General Reserve Fund, for permanent salaries and mandatory fringe benefits, to address underfunding, for fiscal year 1994-95; subject of previous budget denial; providing for action previously taken. (Supervisor Alioto)

File 101-94-26, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Appropriation, Sheriff Department]
Ordinance appropriating $661,627, Sheriff Department, from the General Fund Reserve, for salaries, fringe benefits, other non-personal services, materials and supplies, and equipment to allow opening additional beds at the new jail and continue the Work Furlough Program for fiscal year 1994-95; providing for ratification of action previously taken. (Supervisor Alioto)

File 101-94-29, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Appropriation, Dept. of Public Works]
Ordinance appropriating $114,824, Department of Public Works, for permanent salaries, mandatory fringe benefits, department and division overhead and other non-personal services and rescinding $46,811 from capital improvement project (Hardship Loans), for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-30, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Appropriation, Dept. of Parking & Traffic]
Ordinance appropriating $21,000,000, Department of Parking and Traffic, of parking meter revenue bond proceeds for various capital improvement projects and reimbursing advances from the Parking Revenue Fund for fiscal year 1994-95; placing $1,313,594 on reserve. (Supervisor Alioto)

File 101-94-31, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Appropriation, District Attorney]
Ordinance appropriating $153,111 from the General Fund Reserve for salaries, fringe benefits and training to address underfunding in the District Attorney's Office for fiscal year 1994-95; subject of previously budgetary denial; providing for ratification of action previously taken. (Supervisor Alioto)

File 101-94-33, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[General Assistance Property Level/Income Disregard)
Ordinance amending the Administrative Code, (General Assistance Ordinance) relating to allowable personal property and to income disregard; establishing a process to review the effects of the implementation of this ordinance. (Supervisors Migden, Alioto, Bierman, Hsieh, Leal, Shelley)

File 97-94-41.1, Ordinance No.

(Amends Sections 20.56.10 and 20.57.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

In connection with the above item, Supervisors Hsieh, Leal, Shelley requested to be added as co-sponsors.

[Weights and Measures - Permit Fees]
Ordinance amending Administrative Code, to increase fee rates charged for registration and inspection of weighing and measuring devices, and adding fees for electric meter and gas vapor meter inspection and testing, effective January 1, 1995. (Department of Agriculture, Weights and Measures)

File 97-94-72, Ordinance No.

(Amends Section 1.13-5.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Cash Difference & Overage Funds, Create, DPT]
Ordinance amending Administrative Code, relating to "Cash Difference Funds" and "Overage Funds". (Department of Parking and Traffic)

File 97-94-74, Ordinance No.

(Amends Section 10.88.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Adopted

[Emergency Repair, Ferry Building Roof Deck]
Resolution approving Port Contract No. 2603, a declaration of emergency for the Ferry Building Roof Deck Surfacing Repair;- $41,790. (Supervisor Alioto)

File 28-94-15, Resolution No. 1009-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Federal Grant, 1995 HOME Program]
Resolution authorizing the Mayor to apply for, accept and administer a grant from the U.S. Department of Housing and Urban Development for a total amount not to exceed Five Million Six Hundred Eighty-Four Thousand Dollars ($5,684,000) for the HOME Program authorized under Title II of the National Affordable Housing Act of 1990, Public Law Number 101-625, and approving the HOME Program Description as described in the Consolidated Plan for 1995 Action Plan, indirect costs to be paid from Community Development Block Grant Funds. (Supervisor Alioto, Leal)

File 68-94-14, Resolution No. 1016-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

In connection with the above item, Supervisor Leal requested to be added as a co-sponsor.

[Federal Grant, 1995 Emergency Shelter Program]
Resolution approving the 1995 Emergency Shelter Grants Program and expenditure schedule and authorizing the Mayor to apply for, accept and expend a $621,250 entitlement under the Emergency Shelter Grants Program from the U.S. Department of Housing and Urban Development. (Supervisor Alioto, Leal)

File 68-94-15, Resolution No. 1017-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

In connection with the above item, Supervisor Leal requested to be added as a co-sponsor.

Adopted as Amended

[1995 Community Development Block Grant Funds]
Resolution approving the 1995 Community Development Program, authorizing the Mayor, to apply for, receive, and expend the City's 1995 Community Development Block Grant (CDBG) entitlement from the U.S. Department of Housing and Urban Development, transfer and expend reprogrammed and reserved funds from prior year Community Development Programs and program income generated by the San Francisco Redevelopment Agency up to $29,955,061, which include indirect costs of $100,000; approving expenditure schedules for recipient departments and agencies and for indirect costs, and, determining no environmental evaluation is required, authorizing the receipt and deposit in contingencies of 1995 CDBG entitlement funds in excess of $24,166,000. (Supervisor Alioto, Migden)

File 79-94-2, Resolution No. 1018-94

Supervisor Hallinan, seconded by Supervisor Hsieh, moved to amend the Departmental Program Summary, page 1 to remove $15,000 from the Contingency Reserve and page 14 to add $15,000 to the National Office of Samoan Affairs.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Supervisor Bierman, seconded by Supervisor Hsieh, moved to further amend the Departmental Program Summary page 6 to add the following note: Note: The services provided to low income clients/tenants through Innovative Housing is to be continued. Should a determination be made following the intensive review of Innovative Housing's performance that there is another more appropriate agency that can effectively meet the needs of San Francisco low income residents, the Board of Supervisors authorized MOCD to enter into an agreement with another entity to provide continued uninterrupted quality shared housing services.

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

In connection with the above item, Supervisor Migden requested to be added as co-sponsor.

Adopted

[Earthquake Emergency Relief Fund Expenditure]
Resolution retroactively approving expenditure of $35,000 placed on reserve in Resolution 77-94 from the Mayor's Earthquake Relief Fund for the services of a technical writer consultant to modernize and revise the City and County of San Francisco Emergency Operations Plan. (Also see File 270-93-6.) (Supervisor Alioto)

File 270-93-3.1, Resolution No. 1023-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Adopted as Amended

[Semi-Automatic Weapons]
((Resolution urging the Mayor to urge the Police Commission to approve the purchase and standard issuance of semi-automatic weapons to all officers of the San Francisco Police Department.)) (Supervisors Alioto, Maher, Kennedy, Bierman, Hallinan, Hsieh, Shelley, Conroy)

Resolution supporting the Police Commission's semi-automatic weapons conversion proposal to provide semi-automatic weapons to all officers of the San Francisco Police Department. (Alioto, Maher, Kennedy, Bierman, Hallinan, Hsieh, Shelley, Conroy, Kaufman, Migden)

File 207-94-16, Resolution No. 1021-94

Supervisor Kaufman, seconded by Supervisor Hallinan, moved to adopt amendment of the whole.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

In connection with the above item, Supervisors Kaufman, Migden requested to be added as co-sponsors.

Passed for Second Reading

[Lease Amendment]
Ordinance approving sixth amendment to stadium lease between the City and County by and through its Recreation and Park Commission and the San Francisco Giants, to amend language in agreement in three areas; Rent Credits for Stadium Operator Admission Taxes; Rent Credits for Tenant Improvements; and Police Security. (Supervisors Alioto, Kennedy, Hsieh, Bierman, Kaufman)

File 65-94-1.1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

In connection with the above item, Supervisor Kaufman requested to be added as co-sponsor.

Recommendation of Economic Vitality and Social Policy Committee

Referred to Committee

[Visitacion Valley Memorandum of Understanding]
Resolution urging the Mayor to enter into a Memorandum of Understanding with the U.S. Department of Housing and Urban Development for the replacement of Geneva Towers and urging HUD to abide by the City's just cause eviction law and respect the rights of Geneva Towers tenants. (Supervisors Kennedy, Alioto)

File 13-94-29.1, Resolution No.

Supervisor Kennedy, seconded by Supervisor Hallinan, moved to refer to a joint meeting of the Economic Vitality and Social Policy Committee and the Budget Committee for hearing in the month of December.

Motion to refer to Committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Recommendation of Health, Public Safety and Environment Committee

Adopted

[Nondisposal Facility Element]
Resolution adopting the Nondisposal Facility Element, which was developed in response to requirements of the California Public Resources Code, pursuant to the California Integrated Waste Management Act which mandates that San Francisco develop solid waste diversion programs aimed at diverting solid waste from landfills, including both solid waste and household hazardous waste. (Supervisor Bierman)

File 57-94-4, Resolution No. 1015-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

In connection with the above item, Supervisor Bierman requested to be added as sponsor.

Passed for Second Reading as Amended

[San Francisco Health Authority, Establish]
Ordinance amending the Administrative Code, to establish the San Francisco Health Authority as a public entity, distinct from the City and County, to be the local initiative component of the Medi-Cal State Plan, with authority to engage in activities involving the provision of health care services to various parties, including Medi-Cal beneficiaries. (Supervisor Leal)

File 97-94-73, Ordinance No.

(Adds Chapter 69.)

Supervisor Leal, seconded by Supervisor Maher, moved to adopt amendment of the whole (same title).

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Hallinan, Shelley - 3.

Passed for second reading as amended

In connection with the above item, Supervisor Leal requested to be added as sponsor.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Civic Center Historic District]
Ordinance amending City Planning Code, designating the Civic Center Historic District. (City Planning Department)

File 115-94-10, Ordinance No.

(Adds Appendix J, Sections 1 through 13.)

(Approved by City Planning Commission Resolution No. 13719.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Hallinan, Shelley - 3.

Appointment of President Pro Tempore

At the request of the President, Supervisor Migden assumed the Chair.

Adopted as Amended

[Redevelopment Survey Area, Transbay Bus Terminal]
Resolution designating and describing a survey area within the City and County of San Francisco pursuant to the California Community Redevelopment Law (Transbay Transit Terminal, Beale and Market Streets). (Supervisors Hsieh, Migden, Bierman, Alioto, Kennedy, Leal)

File 256-94-2, Resolution No. 1022-94

Supervisor Hsieh, seconded by Supervisor Maher, moved to adopt amendment of the whole (same title) to delete lines 14 through 21 on page 5 as follows: ((Excepting therefrom all that portion thereof, described as follows: Beginning at the point of intersection of the southerwesterly line of Spear Street and the southeasterly line of Folsom Street; running thence southeasterly along said line of Spear Street 275 feet; thence at a right angle southwesterly 275 feet to the northeasterly line of Main Street; thence at a right angle northwesterly along said line of Main Street 275 feet to the southeasterly line of Folsom Street; thence at a right angle northeasterly along said line of Folsom Street 275 feet to the point of beginning being Lot 1, Assessor's Block 3745.))

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Bierman, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 7.

Absent: Supervisors Alioto, Conroy, Hallinan, Shelley - 4.

Adopted as amended by the following vote:

Ayes: Supervisors Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden - 7.

Absent: Supervisors Alioto, Conroy, Kaufman, Shelley - 4.

The President resumed the Chair.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing to consider proposed Ordinance amending Part III of the Municipal Code to require that payroll and business taxpayers file a tax return in order to be eligible for the small business exemption for tax liabilities arising on or after January 1, 1995.

File 127-94-10

(The first public hearing was held on October 31, 1994.)

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

Passed for Second Reading

[Small Business Exemption]
Ordinance amending Municipal Code to require that payroll and business taxpayers file a tax return in order to be eligible for the small business exemption for tax liabilities arising on or after January 1, 1995. (Supervisor Kaufman)

File 127-94-10, Ordinance No.

(Amends Sections 905-A, 1005.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 8.

Absent: Supervisors Conroy, Migden, Shelley - 3.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing of persons interested in or objecting to the formation of Assessment District No. 92-2 pursuant to Article 1 of Chapter 2 of the Landscaping and Lighting Act of 1972, as adopted by Article 6.1, Subarticle VIII, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code) for the purposes of installing street lighting in the Dolores Heights District; confirming the diagram and assessments as described in the Engineer's Report; ordering the improvements; and levying the first annual assessment.

File 52-94-2.3

(The first public hearing was held on November 21, 1994.)

The privilege of the floor was granted to the following persons:

Ovetta Scaletti; Mr. Shelley; Donald Stroh; Christine Nahnsen; Robert Mendel; Linda Kingsbury; Daniel Sullivan; David Evers; William Kingsbury; David Meyer; Louise Meyer; Jess Vetrano; Rose Gruber; John Morser; Bill Hunter; Nancy Vetrano; Joe Marino.

There being no one else present wishing to speak, the President declared the hearing closed.

From Housing and Land Use Committee Without Recommendation

Adopted

[Lighting Assessment District]
Resolution announcing the formation of Assessment District No. 92-2 pursuant to Article 1 of Chapter 2 of the Landscaping and Lighting Act of 1972, as adopted by Article 6.1, Subarticle VIII, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code) for the purposes of installing street lighting in the Dolores Heights District; confirming the diagram and assessments as described in the Engineer's Report; ordering the improvements; and levying the first annual assessment. (Department of Public Works)

File 52-94-2.3, Resolution No. 1013-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Hsieh, Shelley - 3.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing of persons interested in or objecting to approving the Redevelopment Plan for the India Basin Industrial Park Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from January 20, 1999 to January 1, 2009; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from January 20, 1999 to January 1, 2004; and (3) establishing January 1, 2019 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency)

File 67-94-1

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From the Redevelopment Agency

Passed for Second Reading

[India Basin Industrial Park Redevelopment Plan]
Ordinance amending Ordinance No. 26-69 as amended by Ordinances No. 474-86 and 141-87, approving the Redevelopment Plan for the India Basin Industrial Park Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from January 20, 1999 to January 1, 2009; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from January 20, 1999 to January 1, 2004; and (3) establishing January 1, 2019 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency)

File 67-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kaufman, Shelley - 3.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing of persons interested in or objecting to approving the Redevelopment Plan for the Hunters Point Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from January 20, 1999 to January 1, 2009; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from January 20, 1999 to January 4, 2004; and (3) establishing January 1, 2019 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency.

File 71-94-1

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From the Redevelopment Agency

Passed for Second Reading

[Hunters Point Redevelopment Plan]
Ordinance amending Ordinance No. 25-69 as amended by Ordinance Nos. 280-70 and 475-86, approving the Redevelopment Plan for the Hunters Point Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from January 20, 1999 to January 1, 2009; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from January 20, 1999 to January 4, 2004; and (3) establishing January 1, 2019 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency)

File 71-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kaufman, Shelley - 3.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing of persons interested in or objecting to approving the Redevelopment Plan for the Embarcadero-Lower Market (Golden Gateway) Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by establishing the following time limitations; (1) the time limit for the effectiveness of the Redevelopment Plan as January 1, 2009; (2) the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency as of January 1, 2004; and (3) the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency as January 1, 2019.

File 73-94-1

The privilege of the floor was granted to the following person:

Eula Walters

There being no one else present wishing to speak, the President declared the hearing closed.

From the Redevelopment Agency

Passed for Second Reading

[Embarcadero - Lower Market (Golden Gateway)]
Ordinance amending Ordinance No. 301-59 as amended by Ordinance Nos. 208-61, 196-64, 194-64, 123-67, 204-68, 479-76, and 476-86, approving the Redevelopment Plan for the Embarcadero-Lower Market (Golden Gateway) Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by establishing the following time limitations; (1) the time limit for the effectiveness of the Redevelopment Plan as January 1, 2009; (2) the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency as of January 1, 2004; and (3) the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency as January 1, 2019. (Redevelopment Agency)

File 73-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kaufman, Shelley - 3.

SPECIAL ORDER - 3:00 P.M.

Hearing Closed

[Public Hearing]
Hearing of persons interested in or objecting to approving the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the redevelopment plan from January 5, 2011 to January 5, 2021; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the Agency from January 1, 1996 to January 1, 2004; and (3) establishing January 5, 2031 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency.

File 151-94-1

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From the Redevelopment Agency

Passed for Second Reading

[Rincon Point - South Beach Redevelopment Plan]
Ordinance amending Ordinance No. 14-81 as amended by Ordinance Nos. 50-84, 405-91, 137-92, and 270-92, approving the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the redevelopment plan from January 5, 2011 to January 5, 2021; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the Agency from January 1, 1996 to January 1, 2004; and (3) establishing January 5, 2031 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency)

File 151-94-1, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kaufman, Shelley - 3.

SPECIAL ORDER 3:00 P.M.

Hearing Closed

[Public hearing]
Hearing of persons interested in or objecting to the South of Market Earthquake Recovery Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from June 11, 2000 to June 11, 2010; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to 33670 of the California Health and Safety Code by the Agency from June 11, 2000 to June 11, 2010; and (3) establishing June 11, 2020 as the time limit for the agency to receive allocation of taxes pursuant to 33670 for the repayment of indebtedness incurred by the Agency.

File 161-94-7

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.

From the Redevelopment Agency

Passed for Second Reading

[South of Market Earthquake Recovery Redevelopment Plan]
Ordinance amending Ordinance No. 234-90, approving the Redevelopment Plan for the South of Market Earthquake Recovery Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from June 11, 2000 to June 11, 2010; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to 33670 of the California Health and Safety Code by the Agency from June 11, 2000 to June 11, 2010; and (3) establishing June 11, 2020 as the time limit for the agency to receive allocation of taxes pursuant to 33670 for the repayment of indebtedness incurred by the Agency.

File 161-94-7, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kennedy, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kaufman, Shelley - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Susan Sundancer Slighiam, Practices of District Attorney's Office;
Al Scardino, running red lights;
Carl Hillsman, automatic monitoring of intersections.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Appointment of President Pro Tempore

At the request of the President, Supervisor Migden assumed the Chair.

Adopted

[Support KQED's Smart Health Program]
Resolution supporting KQED's efforts in customizing Smart Health for City and County of San Francisco employees and their families. (Supervisors Kennedy, Alioto, Migden)

File 006-94-074, Resolution No. 1011-94

(November 21, 1994 - Introduced in Board for consideration on December 5, 1994.)

Adopted.

In connection with the above item, Supervisor Migden requested to be added as a co-sponsor.

[Advisory Committee, Elder Abuse Task Force]
Resolution creating an Elder Abuse Advisory Committee consisting of 18 members to be appointed by the Board of Supervisors which shall oversee the implementation of the recommendations of the Elder Abuse Task Force. (Supervisors Kennedy, Bierman, Alioto, Leal, Migden)

File 054-94-015.01, Resolution No. 1014-94

(November 21, 1994 - Introduced in Board for consideration on December 5, 1994.)

Adopted.

In connection with the above item, Supervisors Leal, Migden requested to be added as co-sponsors.

[Task Force for Central Freeway]
Resolution amending Resolution No. 541-92, as amended, which established the Citizens' Advisory Task Force for the Central Freeway, by increasing the membership of the Task Force from 11 to 20 members by adding representatives from the following neighborhoods and groups: the Richmond, the Panhandle, the Sunset, the Mission, the Haight, South of Market, South Van Ness, the urban design profession, and the San Francisco Transportation Authority Citizens' Advisory Committee. (Supervisor Hallinan, Bierman)

File 171-94-003, Resolution No. 1019-94

(November 21, 1994 - Introduced in Board for consideration on December 5, 1994.)

Adopted.

Absent: Supervisors Alioto, Bierman, Conroy, Shelley - 4.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the Needle Exchange Program. (Supervisors Alioto, Leal, Bierman, Shelley, Migden)

File 030-94-001.23

(November 21, 1994 - Introduced in Board for consideration on December 5, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 7.

Absent: Supervisors Alioto, Bierman, Conroy, Shelley - 4.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any measure to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-48, Resolution No. 1006-94

Preston Cook, member, Port Commission, November 29 - 30; Virginia C. Gee, member, Ethics Commission, December 3 - 10; Anne Halsted, member, Port Commission, December 1 - 3; Jim Mayo, member, Human Rights Commission, December 6 - 9; Camille Hamilton Pating, Chairman, Ethics Commission, December 3 - 10; Michael S. Strunsky, member, Airports Commission, November 30 - December 1, 1994.

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 7.

Absent: Supervisors Alioto, Bierman, Conroy, Shelley - 4.

IMPERATIVE CALENDAR

Resolution to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolution to be considered, the Board adopted the following motions:

Adopted

[Purely Commendatory Finding]
Motion that the Board find by roll call vote that the resolution being considered at this time is purely commendatory.

Supervisor Leal, seconded by Supervisor Maher, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 7.

Absent: Supervisors Alioto, Bierman, Conroy, Shelley - 4.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolution being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leal, seconded by Supervisor Maher, moved adoption.

Motion adopted by the following vote:

Ayes: Supervisors Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 7.

Absent: Supervisors Alioto, Bierman, Conroy, Shelley - 4.

Adopted

[Proclaim ATM Safety Week]
Resolution proclaiming the week of December 5 through 9, 1994 as ATM SAFETY WEEK.

File 004-94-034, Resolution No. 1007-94

Supervisor Alioto presented for immediate adoption.

Adopted.

The foregoing item on the Imperative Calendar was adopted by the following vote:

Ayes: Supervisors Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 7.

Absent: Supervisors Alioto, Bierman, Conroy, Shelley - 4.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Appropriation, Water Department]
Ordinance appropriating $673,000, Water Department, from Operating Funds to Programmatic Project (Pleasanton Property Development Plan) and placing $283,500 on reserve. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the December 14, 1994 meeting.

File 101-94-038.

[Appropriation, Mayor's Office of Community Dev.]
Ordinance appropriating $148,445, Mayor's Office of Community Development, from the Dispute Resolution Program Fund, to continue contracts for dispute resolution services. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the December 14, 1994 meeting.

File 101-94-039.

[Appropriation, Fire Department]
Ordinance appropriating $10,000,000, Fire Department, from Fire Protection Bond Proceeds for Capital Improvements to various Fire Stations and the 911 Emergency Dispatch Center. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the December 14, 1994 meeting.

File 101-94-040.

[Establishing Environmental Commission Fund]
Ordinance adding Section 10.117-114 to the Administrative Code establishing an Environmental Commission Fund. Supervisor Bierman presented. Referred to Budget Committee.

File 294-94-001.

Referred to Board

[Proclaiming Father Harry Schlitt Day]
Resolution proclaiming December 16, 1994 as "Father Harry Schlitt Day". Supervisors Maher, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 12, 1994.

File 004-94-035.

[Commending Members of Joint Task Force on HIV]
Resolution commending the members of the Joint Task Force on the HIV Epidemic; recognizing the special contributions of Dr. Sandra Hernandez and Eileen Hansen; and directing the Clerk of the Board to transmit copies of Resolution to each member of the Task Force. Supervisors Kaufman, Leal, Alioto, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar December 12, 1994.

File 006-94-075.

[Honoring the Municipal Executives' Association]
Resolution honoring the Municipal Executives' Association on the occasion of its Fiftieth Anniversary. Supervisors Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 12, 1994.

File 006-94-076.

[Penalties for Carrying Loaded Firearms]
Resolution urging the State Legislature to increase penalties for carrying loaded firearms. Supervisor

Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 12, 1994.

File 012-94-037.

Referred to Committee

[Joint Task Force on HIV Recommendations]
Resolution urging the Mayor to urge the Health Commission to urge the Health Department to review and analyze the recommendation of the Joint Task Force on the HIV Epidemic to create a centralized volunteer recruitment, referral and training coordination system to benefit HIV and AIDS Services Agencies. Supervisors Kaufman, Leal, Alioto, Migden presented. Referred to Health/Public Safety/Environment Committee.

File 108-94-005.

[Centralized Case Management System for HIV]
Resolution urging the Mayor to urge the Health Commission to urge the Health Department to implement the recommendations of the Joint Task Force on the HIV Epidemic, including the provision for a centralized case management system for persons with HIV. Supervisors Kaufman, Leal, Alioto, Migden presented. Referred to Health/Public Safety/Environment Committee.

File 108-94-005.01.

[Implement Joint Task Force on HIV Recommendation]
Resolution urging the Mayor to urge the Health Commission, Social Services Commission and Redevelopment Commission to hold a joint hearing early in 1995 on the recommendations of the Joint Task Force on the HIV Epidemic and to coordinate an implementation plan. Supervisors Kaufman, Leal, Alioto, Migden presented. Referred to Health/Public Safety/Environment Committee.

File 108-94-005.02.

[Hazardous Waste Pilot Collection Program]
Resolution approving a hold harmless provision for the very small quantity generator Hazardous Waste Pilot Collection Program jointly operated by Sanitary Fill Company and the Chief Administrative Officer. Supervisor Hallinan presented. Referred to Health/Public Safety/Environment Committee.

File 128-94-002.

[Family Preservation and Support Plan]
Resolution approving the plan of technical assistance and planning for the Family Preservation Support Program funding in the amount of $87,273 from the Federal Government through the California Department of Social Services. Supervisors Kennedy, Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 12, 1994.

File 153-94-002.

[Notification to Tourists of Labor Disputes]
Resolution urging the Convention and Visitors Bureau to advise tourists and other visitors to the City and local travel agencies of labor disputes. Supervisors Bierman, Migden, Hallinan, Alioto, Leal, Kaufman, Hsieh, Maher, Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar December 12, 1994.

File 176-94-011.

Requests for Hearings:

[Traffic Controls - Third Avenue and Geary] Hearing to consider establishing a stop sign and a stop light at the intersection of Third Avenue and Geary. Supervisor Maher presented. Referred to Housing and Land Use Committee.

File 020-94-018.

[Contracting Out City Services]
Hearing to consider a request for the Budget Analyst to submit to the Board of Supervisors a study of the effect on minority and women City and County employees of the contracting out of City services to private contractors, as well as the cost-effectiveness of such contracting out. Supervisors Hallinan, Kennedy, Alioto presented. Referred to Government Efficiency and Labor Committee.

File 25-94-19.1

[Status of San Francisco Municipal Railway Budget]
Hearing to consider the status of the budget for the San Francisco Municipal Railway (MUNI). Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the December 14, 1994 meeting.

File 100-94-017.

[Status of Department of Public Health Budget]
Hearing to consider the status of the budget for the Department of Public Health. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the December 14, 1994 meeting.

File 100-94-018.

[Anticipated Supplemental Requests]
Hearing to consider anticipated Supplemental Requests from various departments and the Mayor's recommendation concerning these requests. Supervisor Hsieh presented. Referred to Budget Committee with request it be considered at the December 14, 1994 meeting.
File 100-94-019.

[Recommendations of Joint Task Force on HIV]
Hearing to evaluate and consider the recommendations of the Joint Task Force on the HIV Epidemic. Supervisors Kaufman, Leal, Alioto, Migden presented. Referred to Health/Public Safety/Environment Committee.

File 108-94-005.03.

[Implement Joint Task Force on HIV Recommendation]
Follow-up hearing in October, 1995 to evaluate the effectiveness of City government at implementing the recommendations of the Joint Task Force on the HIV Epidemic. Supervisors Kaufman, Leal, Alioto, Migden presented. Referred to Health/Public Safety/Environment Committee.

File 108-94-005.04.

[Competitive Bidding of Contracts Over $1 Million]
Hearing to review contracts valued over one million dollars not competitively bid. Supervisor Alioto presented. Referred to Budget Committee.

File 172-94-047.

[Security in Public Housing Projects]
Hearing to consider the manner in which security services are provided and public safety is addressed in public housing projects. Supervisors Hallinan, Alioto presented. Referred to Housing and Land Use Committee.

File 206-94-006.

[Annual Halloween Celebration in the Castro]
Hearing to consider public safety concerns regarding the Annual Halloween Celebration in the Castro. Supervisor Hallinan presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-018.

[Chinatown Branch Library]
Hearing regarding the Chinatown Branch Library Project. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee with request it be considered at the December 13, 1994 meeting.

File 227-94-002.

[Future of Channel 32]
Hearing to consider the future of Channel 32 and the future of public television and the information super highway. Supervisor Kennedy presented. Referred to Economic Vitality/Social Policy Committee.

File 295-94-001.

Motions:

[Supplemental Appropriation for Charter Reform]
Motion directing the Clerk of the Board of Supervisors to submit to the Mayor a Supplemental Appropriation Request for $100,000 to support the Board's work in considering Charter Reform. Supervisor Kaufman presented. Referred to Budget Committee.

File 054-94-016.

[Implement Joint Task Force on HIV Recommendations]
Motion directing the Budget Analyst to work with the Health Department to streamline the department's contracting, certification and procurement process in order to facilitate payments to AIDS service agencies and other health care providers. Supervisors Kaufman, Leal, Alioto, Migden presented. Referred to Health/Public Safety/Environment Committee.

File 098-94-001.

Introduced by the President at the Request of Departments
Ordinances Referred to Committee

File 027-94-017. [Lease Modification, Airport, USAir] Ordinance approving Modification No. 7 of Lease and Use Agreement between USAir, Inc. and City and County of San Francisco, acting by and through its Airports Commission. (Airports Commission) Referred to Government Efficiency/Labor Committee.

File 045-94-067. [Settlement of litigation, Independent Housing] Ordinance authorizing settlement of litigation of Independent Housing Services and Stanley Pauer vs. City and County of San Francisco et al., for staffing and procedural commitments, $100,000 for contractual services for auditing and training, and $35,000 in attorney's fees pursuant to a written settlement agreement. (Superior Court No. 955-999) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-015. [Settlement of Litigation, Edward and Connie Canavan] Ordinance authorizing settlement of litigation of the City and County of San Francisco against Edward Canavan and Connie Canavan for $30,000. (Superior Court No. 957-571) (City Attorney) Referred to Government Efficiency/Labor Committee.

File 046-94-016. [Settlement of Litigation, California Medical Assoc] Ordinance authorizing settlement of City and County of San Francisco v. California Medical Association Properties, Inc., et al., upon receipt of the sum of $5,100 and dismissal of complaint. (Municipal Court Case No. 107208). (City Attorney) Referred to Government Efficiency/Labor Committee.

File 097-94-076. [Medical Services Contract, DPH/Pacificare of Calif] Ordinance amending Administrative Code by adding Section 19A.33, authorizing the Director of Public Health to execute an agreement with Pacificare of California for provision of medical services to Medi-Cal beneficiaries for capitated payments, including an agreement to indemnify, and providing that, notwithstanding the Sunshine Ordinance, records relating to rates of payment shall not be disclosed for three years from execution of the agreement. (Department of Public Health) Referred to Budget Committee.

File 097-94-077. [Franchise Application Fee] Ordinance amending Administrative Code by adding Article 4, Section 11.75, to require franchise applicants to pay a fee to defray the City's costs of evaluating the application. (Supervisor Bierman) Referred to Budget Committee.

File 101-94-036. [Appropriations, Sheriff, DA & Adult Probation] Ordinance appropriating and rescinding $419,709 from the Sheriff and appropriating $262,000 of jail overcrowding fine and $151,189 from the General Fund Reserve to the District Attorney, Sheriff and Adult Probation Departments for salaries, fringe benefits, other non-personal services and lease purchase of equipment and creating eleven positions for implementation of programs to minimize jail overcrowding for fiscal year 1994-95; placing $262,000 on reserve; companion measure to File 102-94-6. RO #94121 (Controller) Referred to Budget Committee.

File 101-94-037. [Appropriation, SFUSD, $32,161,000] Ordinance appropriating $32,161,000, San Francisco Unified School District, of school bond proceeds and interest earnings for capital improvements to various school facilities for fiscal year 1994-95. RO #94113 (Controller) Referred to Budget Committee.

File 102-94-005. [Employees Retirement System, ASO, Add 1 Position] Ordinance amending Annual Salary Ordinance, 1994-95, Employees Retirement System, reflecting the addition of one position (Classification 4331 N Security Analyst) in the Investment Division; companion measure to File 101-94-32. (Department of Human Resources) Referred to Budget Committee.

File 102-94-006. [Sheriff, District Attorney, Adult Probation, ASO] Ordinance amending Annual Salary Ordinance, 1994-95, Sheriff, District Attorney and Adult Probation Departments, reflecting the addition of eleven positions (Classifications 8302 Deputy Sheriff I (3), 8274 Police Cadet (4), 8182 Head Attorney (1), 8178 Senior Attorney, 8442 Senior Probation Officer (1), and 1432 Senior Transcriber Typist (1) designed to reduce jail overcrowding; companion measure to File 101-94-36. (Department of Human Resources) Referred to Budget Committee.

Resolutions Referred to Committee

File 040-94-014. [Residential Parking Area "S", Duboce Triangle] Resolution extending the boundaries of Residential Permit Parking Area "S" in the Duboce Triangle Area and adding to the list of streets upon which time limitations shall apply. (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

File 061-94-007. [Contract Award Extension, Water Dept. WD-2159R] Resolution approving an extension of time for award of Water Department Contract No. WD-2159R. (Also see File 61-94-7.1) (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 061-94-007.01. [Return of Bid Security, Contract WD-2159R] Resolution approving return of a portion of bid security to low bidder for Water Department Contract WD-2159R. (Public Utilities Commission) Referred to Government Efficiency/Labor Committee.

File 084-94-004. [Property Acquisition, 700 Pennsylvania Avenue] Resolution authorizing the acquisition of Lot 10 in Assessor's Block 4167 (700 Pennsylvania Avenue) for a Municipal Railway Maintenance facility and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department) Referred to Budget Committee.

File 089-94-018. [SDI Coverage, Classification 8240] Resolution authorizing enrollment of Classification 8240 Police Communication Shift Supervisor, in the State Disability Insurance Program. (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 133-94-003. [Beverage Container Recyling Receipt] Resolution authorizing the Chief Administrative Officer (CAO) of the City and County of San Francisco to accept and expend a $41,814.57 beverage container recyling payment from the California Department of Conservation (DOC). (Chief Administrative Officer) Referred to Budget Committee.

File 146-94-032. [State Grant, Violence Prevention] Resolution authorizing the Department of Public Health, Community Public Health Services, to apply for retroactively, and accept and expend a grant of $177,139, which includes indirect costs in the amount of $16,103, based on ten percent of salaries, from the State Department of Health Services to increase the capacity of the department for supporting violence prevention efforts; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 293-94-002. [Grant, Muni Railway Technical Assistance Project] Resolution authorizing the Public Transportation Commission to apply for $150,000 of Federal Section 26 operating technical assistance. (Public Transportation Commission) Referred to Government Efficiency/Labor Committee.

File 146-94-033. [Federal Grant, General Assistance Recipients] Resolution authorizing the Department of Public Health, Community Public Health Services, to retroactively apply for, accept, and expend a grant of $299,000, which includes indirect costs in the amount of $14,959, based on twenty-two percent of salaries, from the Social Security Administration to assist recipients of General Assistance who may be SSI eligible to apply for and receive SSI/SSA benefits; providing for ratification of action previously taken. (Department of Public Health) Referred to Government Efficiency/Labor Committee.

File 148-94-007. [Funds, Medi-Cal Managed Mental Health Care] Resolution authorizing the Director of Public Health to accept the transfer of funds from the State for the implementation of inpatient component of a Medi-Cal mental health care system in San Francisco. (Also see File 30-94-11.) (Department of Public Health) Referred to Budget Committee.

File 161-94-009. [Treasure Island/Yerba Buena Island Survey Areas] Resolution designating and describing a survey area within the City and County of San Francisco pursuant to the California Community Redevelopment Law. (Redevelopment Agency) Referred to Housing and Land Use Committee.

File 172-94-045. [Contract, DPH - Coopers & Lybrand LLP] Resolution authorizing the contract between the City and County of San Francisco Department of Public Health and Coopers & Lybrand LLP to provide project management and implementation assistance of a health-care management information system. (Department of Public Health) Referred to Budget Committee with request it be considered at the December 7, 1994 meeting.

File 244-94-019. [Reuse of Treasure Island] Resolution authorizing the Mayor to petition the U.S. Secretary of Defense to apply the Base Closure Community Redevelopment and Homeless Assistance Act of 1994 to the reuse of Treasure Island. (Mayor) Referred to Select Committee on Base Closure.

File 293-94-001. [Grant, Automate Muni Railway Public Information System] Resolution authorizing the Director of Public Transportation to apply for, accept, and expend $28,000 from regional revenues for a demonstration grant to procure related items to automate MUNI's public timetable information system, and waiving all indirect costs associated with the grant. (Public Transportation Commission) Referred to Government Efficiency/Labor Committee.

File 293-94-003. [Federal Grant, Nine Muni Railway Capital Projects] Resolution authorizing the Public Transportation Commission to apply for $37,203,832 of Federal Surface Transportation Program, and Congestion Management Air Quality Capital Assistance, and Section 26 Capital Assistance, and $17,649,000 of State Transit Capital Improvement Funds, State Traffic Systems Management Funds, State Urban Rail Bond Funds, State Clean Air and Transportation Improvement Act Bond Funds, and $22,989,399 from various local match sources such as from State Traffic Systems Management Funds, State Transit Assistance Funds, Transportation Development Act Funds, Bridge Toll Net Revenues, Regional Measure One Funds, Gas Tax Revenues, Transit Impact Development Fees, San Francisco Municipal Railway Improvement Corporation Funds, and/or San Francisco County Transportation Sales Taxes for nine Municipal Railway Projects, including $3,708,639 of indirect costs. (Public Transportation Commission) Referred to Government Efficiency/Labor Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Hallinan, that City Attorney take whatever action is necessary for the Board of Supervisors to achieve intervenor status in the matter of the San Francisco Energy Company's effort to build a cogeneration facility in Bayview Hunters Point.

By Supervisors Kaufman, Leal that City Attorney prepare in final form legislation amending Section 308 of the Traffic Code relating to issuance of parking permits to businesses located in a residential permit parking area as outlined in draft document.

By Supervisors Kaufman, Maher that City Attorney prepare legislation to designate Redevelopment Commissioners as city officers.

By Supervisor Kennedy, that letter be sent to Chief Joseph Medina, Fire Department, urging him to investigate accusations relating to the distribution of campaign material and escorting of candidates to Fire Stations, and that appropriate discipline be provided.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Myrtle Mae Robinson (Supervisor Kennedy)
Florence Mazzetti (Supervisor Hsieh)
Joseph A. Aliano (Supervisor Hallinan)
John Jay Ferdon (Supervisors Shelley, Hallinan)
Rick Marino (Supervisor Shelley)
Bonnie Nelson (Supervisor Shelley)
Elizabeth Glaser (By the entire Board)

File 2-94-2

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:58 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 3, 1995

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, December 12, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 49

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, December 12, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:17 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Noted absent at first roll call:

Supervisors Conroy, Maher, Shelley - 3.

Quorum present.

Supervisor Conroy was noted present at 2:22 p.m.

Supervisor Shelley excused. (See infra.)

Supervisor Shelley Excused

The Clerk stated Supervisor Shelley requested to be excused from attending today's meeting.

Supervisor Leal, seconded by Supervisor Kaufman, moved to excuse Supervisor Shelley.

Motion to excuse Supervisor Shelley from attendance today adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden - 7.

Absent: Supervisors Conroy, Kennedy, Maher, Shelley - 4.

APPROVAL OF JOURNALS

There being no errors, corrections or omissions, Supervisor Leal, seconded by Supervisor Kaufman, moved that the Journals of Proceedings for Monday, November 7 and November 21, 1994, be approved.

Motion carried by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden - 7.

Absent: Supervisors Conroy, Kennedy, Maher, Shelley - 4.

CONSENT CALENDAR

Severed from Consent Calendar

Supervisor Kaufman requested that the following measure be severed from the Consent Calendar and considered separately.

Recommendation of Budget Committee

Passed for Second Reading as Amended

[Lease Amendment]
Ordinance approving sixth amendment to stadium lease between the City and County by and through its

Recreation and Park Commission and the San Francisco Giants. (Supervisors Alioto, Kennedy, Hsieh, Bierman, Kaufman)

File 65-94-1.1, Ordinance No.

Supervisor Kaufman, seconded by Supervisor Hsieh, moved an amendment of the whole bearing same title as above.

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Passed for second reading as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

The Board resumed its consideration of the following items on the Consent Calendar.

Consent Calendar

Recommendations of Budget Committee

Finally Passed

[Amendment, Annual Appropriation Ordinance 1994-95]
Ordinance amending the administrative provisions of the 1994-95 Annual Appropriation Ordinance by adding Section 23.1 whereby a percentage of cost savings or previously unrecognized revenues realized by contract services is appropriated to the extent necessary to pay contract amount due. (Supervisor Alioto)

File 101-94-2.6, Ordinance No. 423-94

Finally passed.

[Appropriation, Sheriff Department]
Ordinance appropriating $661,627, Sheriff Department, from the General Funds Reserve, for salaries, fringe benefits, other non-personal services, materials and supplies, and equipment to allow opening additional beds at the new Jail and continue the Work Furlough Program for fiscal year 1994-95; providing for ratification of action previously taken. (Supervisor Alioto)

File 101-94-29, Ordinance No. 425-94

Finally passed.

[Appropriation, Department of Public Works]
Ordinance appropriating $114,824, Department of Public Works, for permanent salaries, mandatory fringe benefits, department and division overhead and other non-personal services and rescinding $46,811 from capital improvement project (Hardship Loans), for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-30, Ordinance No. 426-94

Finally passed.

[Appropriation, Department of Parking and Traffic]
Ordinance appropriating $21,000,000, Department of Parking and Traffic, from parking meter revenue bond proceeds for various capital improvement projects and reimbursing advances from the Parking Revenue Fund for fiscal year 1994-95; placing $1,313,594 on reserve. (Supervisor Alioto)

File 101-94-31, Ordinance No. 415-94

Finally passed.

[Settlement of Lawsuit]
Ordinance authorizing settlement of litigation of Gannett Outdoor Co. of Northern California against the City and County for a payment of $220,000 by the City to Gannett, plus interest at the apportionment rate pursuant to Code of Civil Procedure Section 1263.350 from January 1, 1994 until the

date of payment. (Supervisors Hallinan, Alioto)

File 45-94-66, Ordinance No. 414-94

Finally passed.

[General Assistance Property Level/Income Disregard)
Ordinance amending the Administrative Code, (General Assistance Ordinance) relating to allowable personal property and to income disregard; establishing a process to review the effects of the implementation of this ordinance. (Supervisors Migden, Alioto, Shelley, Bierman, Hsieh, Leal)

File 97-94-41.1, Ordinance No. 419-94

(Amends Sections 20.56.10 and 20.57.)

Finally passed.

[Weights and Measures - Permit Fees]
Ordinance amending Administrative Code, to increase fee rates charged for registration and inspection of weighing and measuring devices, and adding fees for electric meter and gas vapor meter inspection and testing, effective January 1, 1995. (Department of Agriculture and Weights and Measures)

File 97-94-72, Ordinance No. 421-94

(Amends Section 1.13-5.)

Finally passed.

[Cash Difference & Overage Funds, Create, DPT]
Ordinance amending Administrative Code, relating to "Cash Difference Funds" and "Overage Funds". (Department of Parking and Traffic)

File 97-94-74, Ordinance No. 422-94

(Amends Section 10.88.)

Finally passed.

Adopted

[Funds, Medi-Cal Managed Mental Health Care]
Resolution authorizing the Director of Public Health to accept the transfer of funds from the State for the implementation of inpatient component of a Medi-Cal managed mental health care system in San Francisco. (Supervisor Alioto)

File 148-94-7, Resolution No. 1055-94

Adopted.

Recommendation of Budget Committee and
Health, Public Safety and Environment Committee

Finally Passed

[Employer Wage Subsidy - General Assistance]
Ordinance amending Administrative Code, to authorize General Assistance Employer Wage Subsidy Program. (Supervisors Migden, Shelley, Alioto, Bierman, Hsieh, Leal)

File 97-94-41.2, Ordinance No. 420-94

(Fiscal Impact.)

(Adds Section 20.57.7.)

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Civic Center Historic District]
Ordinance amending City Planning Code, designating the Civic Center Historic District. (City Planning Department)

File 115-94-10, Ordinance No. 413-94

(Adds Appendix J, Sections 1 through 13.)
(Approved by City Planning Commission Resolution No. 13719.)

Finally passed.

Adopted

[Stop Intersections]
Resolution designating Roanoke and Chenery Streets as "Stop" intersections. (Supervisor Alioto)

File 18-94-14, Resolution No. 1031-94

(Stop Signs - Establish
Roanoke and Chenery Streets, all corners, stopping traffic all ways, making this a four-way (all way) stop.

Adopted.

[Stop Signs, 22nd and Rhode Island Streets]
Resolution designating Twenty-Second and Rhode Island Streets, as "Stop" intersections. (Housing and Land Use Committee)

File 18-94-19, Resolution No. 1032-94

(Stop Signs - Establish
(Twenty-Second and Rhode Island Streets, all corners stopping traffic, making this a four way (all-Way) Stop.)

Adopted.

[Parking Regulations, Various Locations]
Resolution enacting parking regulations at various locations. (Department of Parking and Traffic)

File 19-94-15, Resolution No. 1033-94

(No Parking Anytime - Establish
Twenty-Second Street, north side, from 0 feet to 125 feet east of Wisconsin Street (125-foot zone).

Twenty-Second Street, south side, from 0 feet to 43 feet and from 105 feet to 125 feet east of Wisconsin Street (43-foot and 20-foot zones).

Parking Meter Area 3 (One-Hour Parking Time Limit, Monday Through Saturday, 9 a.m. - 6 p.m.) - Establish
Folsom Street, both sides, between Fourth and Fifth Streets.

Unmetered Motorcycle Parking - Establish
Third Avenue, east side, from six feet south of the north property line of 362 Third Avenue to six feet north of the south property line of 358 Third Avenue (12-foot zone accommodating three motorcycles).

Adopted.

[Traffic Regulations, Various Locations]
Resolution enacting traffic regulations on various streets. (Department of Parking and Traffic)

File 20-94-16, Resolution No. 1034-94

Crosswalk Closure - Establish
Third, Fourth and Mission Rock Streets, south crosswalk, crossing Third Street.

Diamond (Buses and Carpools Only) Lane - Establish
Bryant Street, north and south curb lanes, between Main Street and The Embarcadero.

Left Lane Must Turn Left - Establish
Bryant Street, eastbound, between Beale and Main Streets.

Tow-Away, No Stopping Anytime - Establish
Northpoint Street, north side, from Columbus Avenue to 70 feet easterly (70-foot zone replacing existing red zones).

Tow-Away, No Stopping, 7 a.m. - 6 p.m., Monday Through Friday - Establish
Bryant Street, both sides, between Main Street and The Embarcadero.

Adopted.

Recommendations of Government Efficiency and Labor Committee

Passed for Second Reading

[Settlement of Litigation, Jose Garcia and Daniel Salazar]
Ordinance authorizing settlement of litigation of Jose G. Garcia and Daniel F. Salazar, et al., against the City and County of San Francisco by payment of $14,000. (City Attorney)

File 45-94-62, Ordinance No.

(Superior Court No. 956-640)

Passed for second reading.

[Settlement of Litigation, Faina Yarmolinskaya]
Ordinance authorizing settlement of litigation of Faina Yarmolinskaya against the City and County by payment of $40,000. (City Attorney)

File 45-94-63, Ordinance No.

(Superior Court No. 955-830)

Passed for second reading.

[Settlement of Litigation, Joseph Koram]
Ordinance authorizing settlement of litigation of Joseph Koram against the City and County by payment of $10,000. (City Attorney)

File 45-94-64, Ordinance No.

(Superior Court No. 951-953)

Passed for second reading.

[Settlement of Litigation, Beria Tasby and Alton Hardy]
Ordinance authorizing settlement of litigation of Beria Tasby and Alton Hardy against the City and County for a total payment of $7,268.10. (City Attorney)

File 45-94-65, Ordinance No.

(Municipal Court No. 052-601)

Passed for second reading.

[Settlement of Lawsuit, Barbara Tagle v. Lynch and Sons]
Ordinance authorizing settlement of Barbara Tagle v. Lynch & Sons, et al., upon receipt of the sum of $6,900 and dismissal of complaint. (City Attorney)

File 46-94-13, Ordinance No.

(Superior Court No. 942-764)

Passed for second reading.

[Settlement of Lawsuit, Donna Briggs]
Ordinance authorizing settlement of Donna Briggs v. Georgia Greiner, et al., upon receipt of the sum of $3,500 with credit rights and dismissal of cross-complaint, and satisfaction of lien. (City Attorney)

File 46-94-14, Ordinance No.

(Superior Court No. 949-197)

Passed for second reading.

Adopted

[Gift Acceptance]
Resolution accepting a gift from the Walter and Josephine Landor Revocable Trust for use by the San Francisco International Airport. (Airports Commission)

File 38-94-16, Resolution No. 1012-94

Adopted.

[SDI Coverage]
Resolution authorizing enrollment of Classification 9382 Government and Public Affairs Manager, in the State Disability Insurance Program. (Department of Human Resources)

File 89-94-17, Resolution No. 1037-94

Adopted.

[FEMA Grant]
Resolution authorizing the Fire Department to apply for, accept and expend $20,000 from the Federal Emergency Management Agency (FEMA) for a computerized fire incident reporting system; waiving indirect costs; and ratifying action previously taken. (Fire Commission)

File 140-94-1, Resolution No. 1049-94

Adopted.

[State Grant, Hazardous Materials Equipment]
Resolution authorizing the Department of Public Health, Bureau of Toxics, Health and Safety Services, to apply for retroactively and accept and expend a grant of $5,000, with indirect costs of $555, based on 11.1 percent of direct costs from the California Environmental Protection Agency, Department of Toxics Substances Control, for hazardous materials emergency response equipment; providing for ratification of action previously taken. (Department of Public Health)

File 146-94-31, Resolution No. 1054-94

Adopted.

[Mutual Aid Agreement]
Resolution approving the mutual aid agreement between the Fire Department and the Golden Gate National Recreation Area for fire protection services. (Fire Commission)

File 172-94-42, Resolution No. 1058-94

Adopted.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendation of Budget Committee

Finally Passed

[Appropriation, District Attorney]
Ordinance appropriating $1,000,000 District Attorney's Office, from the General Reserve Fund, for permanent salaries and mandatory fringe benefits, to address underfunding, for fiscal year 1994-95; subject of previous budget denial; providing for action previously taken. (Supervisor Alioto)

File 101-94-26, Ordinance No. 424-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, District Attorney]
Ordinance appropriating $153,111 from the General Fund Reserve for salaries, fringe benefits and training to address underfunding in the District Attorney's Office for fiscal year 1994-95; subject of previously budgetary denial; providing for ratification of action previously taken. (Supervisor Alioto)

File 101-94-33, Ordinance No. 427-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Small Business Exemption]
Ordinance amending the Municipal Code Part III, to require that payroll and business taxpayers file a tax return in order to be eligible for the small business exemption for tax liabilities arising on or after January 1, 1995. (Supervisor Kaufman)

File 127-94-10, Ordinance No. 429-94

(Amends Sections 905-A, 1005.3.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

Recommendation of Health, Public Safety and Environment Committee

Finally Passed

[San Francisco Health Authority, Establish]
Ordinance amending the Administrative Code, to establish the San Francisco Health Authority as a public entity, distinct from the City and County, to be the local initiative component of the Medi-Cal State Plan, with authority to engage in activities involving the provision of health care services to various parties, including Medi-Cal beneficiaries. (Department of Public Health)

File 97-94-73, Ordinance No. 408-94

(Adds Chapter 69, Sections 69.1 through 69.6)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

From the Redevelopment Agency

Finally Passed

[India Basin Industrial Park Redevelopment Plan]
Ordinance amending Ordinance No. 26-69 as amended by Ordinances No. 474-86 and 141-87, approving the Redevelopment Plan for the India Basin Industrial Park Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from January 20, 1999 to January 1, 2009; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from January 20, 1999 to January 1, 2004; and (3) establishing January 1, 2019 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency)

File 67-94-1, Ordinance No. 416-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden - 8.

Absent: Supervisors Kaufman, Maher, Shelley - 3.

[Hunters Point Redevelopment Plan]
Ordinance amending Ordinance No. 25-69 as amended by Ordinance Nos. 280-70 and 475-86, approving the Redevelopment Plan for the Hunters Point Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from January 20, 1999 to January 1, 2009; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency from January 20, 1999 to January 4, 2004; and (3) establishing January 1, 2019 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency)

File 71-94-1, Ordinance No. 417-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden - 8.

Absent: Supervisors Kaufman, Maher, Shelley - 3.

[Embarcadero - Lower Market (Golden Gateway)]
Ordinance amending Ordinance No. 301-59 as amended by Ordinance Nos. 208-61, 196-64, 194-64, 123-67, 204-68, 479-76 and 476-86, approving the Redevelopment Plan for the Embarcadero-Lower Market (Golden Gateway) Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by establishing the following time limitations; (1) the time limit for the effectiveness of the Redevelopment Plan as January 1, 2009; (2) the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the agency as of January 1, 2004; and (3) the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency as January 1, 2019. (Redevelopment Agency)

File 73-94-1, Ordinance No. 418-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden - 8.

Absent: Supervisors Kaufman, Maher, Shelley - 3.

[Rincon Point - South Beach Redevelopment Plan]
Ordinance amending Ordinance No. 14-81 as amended by Ordinance Nos. 50-84, 405-91, 137-92 and 270-92, approving the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the redevelopment plan from January 5, 2011 to January 5, 2021; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to Section 33670 of the California Health and Safety Code by the Agency from January 1, 1996 to January 1, 2004; and (3) establishing January 5, 2031 as the time limit for the agency to receive allocation of taxes pursuant to Section 33670 for the repayment of indebtedness incurred by the agency. (Redevelopment Agency)

File 151-94-1, Ordinance No. 430-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden - 8.

Absent: Supervisors Kaufman, Maher, Shelley - 3.

[South of Market Earthquake Recovery Redevelopment Plan]
Ordinance amending Ordinance No. 234-90, approving the Redevelopment Plan for the South of Market Earthquake Recovery Redevelopment Project Area, by amending said plan in order to comply with the provisions of the 1993 Community Redevelopment Law Reform Act (AB-1290) by (1) extending the time limit for the effectiveness of the Redevelopment Plan from June 11, 2000 to June 11, 2010; (2) extending the time limit for incurring project debt to be repaid from the allocation of taxes pursuant to 33670 of the California Health and Safety Code by the Agency from June 11, 2000 to June 11, 2010; and (3) establishing June 11, 2020 as the time limit for the agency to receive allocation of taxes pursuant to 33670 for the repayment of indebtedness incurred by the Agency. (Redevelopment Agency)

File 161-94-7, Ordinance No. 431-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kennedy, Leal, Migden - 8.

Absent: Supervisors Kaufman, Maher, Shelley - 3.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriation, Retirement System]
Ordinance appropriating $41,425, Retirement System, from the Employees Retirement Trust Fund for salaries and fringe benefits for the creation of one position for fiscal year 1994-95; subject of previous budgetary denial. (Supervisor Alioto)

File 101-94-32, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Employees Retirement System, ASO, add 1 Position]
Ordinance amending Annual Salary Ordinance, 1994-95, Employees Retirement System, reflecting the addition of one (4331N Security Analyst) in the Investment Division; companion measure to File 101-94-32. (Supervisor Alioto)

File 102-94-5, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 9.

Absent: Supervisors Maher, Shelley - 2.

[Appropriation, Courthouse Construction]
Ordinance appropriating $2,000,000 from Courthouse Construction Funds for capital improvement project Superior and Municipal Courts for fiscal year 1994-95, placing $2,000,000 on reserve. (Supervisors Hsieh, Alioto, Bierman)

File 101-94-34, Ordinance No.

(Fiscal Impact.)

Supervisor Kennedy, seconded by Supervisor Leal, moved to amend line 19 by deleting "Budget Committee" and inserting "Board of Supervisors".

After a period of discussion, Supervisor Leal withdrew her second to the motion.

Motion lost for want of a second.

The roll was called on the pending legislation and it was passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden - 7.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Courthouse Financing]
Ordinance approving and delivery of a site lease between the City and the Courthouse Corporation, a lease agreement between Corporation and City, an assignment agreement between Corporation and Trustee and a trust agreement between City, Corporation and Trustee; approving form of certificate purchase agreement by City, Corporation, Trustee and Underwriters; approving offer/sale of certificates, form of official statement; approving form of letter of credit agreement; authorizing officers of City to obtain credit, take other actions to consummate execution/delivery of not to exceed $63,000,000

certificates of participation to finance project; ratifying actions previously taken. (Supervisors Hsieh, Alioto, Bierman)

File 97-93-56.3, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden - 7.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Mission and Goals Statement]
Ordinance amending Administrative Code, to require each City board, commission and department annually to submit to the Mayor a written mission and goals statement which also reports the body's success in meeting those standards during the prior year, to require the Mayor annually to develop a written City mission and goals statements which also reports the City's success in meeting those standards during the prior year and to transmit that and the individual mission and goals statements to the Board of Supervisors; to require each City board, commission and department annually to rank its programs and services in writing in order of priority, on a three-year time horizon, to require the Mayor annually to rank in writing government programs and services in order of priority, on a three-year time horizon and to present that ranking and the individual rankings to the Board of Supervisors; to require each City board, commission and department annually to present a written three-year budget plan to the Controller, to require the Controller to transmit those three-year budget plans to the Mayor, to require the Mayor to create a written three-year budget plan for the City and to transmit that and the individual three-year budget plans to the Board of Supervisors, and all City boards, commissions and departments to consider their mission and goals statements, three-year program priority assessments and three-year budget plans when composing their budgets for the next fiscal year. (Supervisors Kaufman, Shelley, Migden, Leal, Kennedy, Conroy, Alioto)

File 97-94-33, Ordinance No.

(Adds Section 3.18.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

(Supervisor Hsieh dissenting in Committee.)

[Property Tax Base Transfer, Proposition 171]
Ordinance amending Administrative Code, allowing homeowners to transfer base value of substantially damaged or destroyed property from another county in the state to newly acquired or constructed replacement property in the City and County. (Supervisors Bierman, Alioto)

File 97-94-68, Ordinance No.

(Fiscal Impact.)

(Adds Section 10.2-7.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Noes: Supervisors Hallinan, Hsieh - 2.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Medical Services Contract]
Ordinance amending the Administrative Code, authorizing the Director of Public Health to execute an agreement with Pacificare of California for provision of medical services to Medi-Cal beneficiaries for capitated payments, including an agreement to indemnify, and providing that, notwithstanding the Sunshine Ordinance, records relating to rates of payment shall not be disclosed for three years from execution of the agreement. (Department of Public Health)

File 97-94-76, Ordinance No.

(Adds Section 19A.33.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Adopted

[Sewer Easements, Islais Creek Transport Project]
Resolution authorizing the City and County to acquire on behalf of the Department of Public Works the permanent sewer easement known as 1CT 10B through a portion of the real property identified as Assessor's Parcel No. 4347B/4 and adopting findings pursuant to City Planning Code Section 101.1. (Supervisor Alioto)

File 82-94-9, Resolution No. 1036-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Beverage Container Recycling Receipt]
Resolution authorizing the Chief Administrative Officer to accept and expend a $41,814.57 beverage container recycling payment from the California Department of Conservation. (Chief Administrative Officer)

File 133-94-3, Resolution No. 1048-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Purchase and Sale Agreement, Clean Water Program]
Resolution approving the form and authorizing the execution and delivery of a forward purchase and sale agreement; and authorizing other actions related thereto. (Supervisor Alioto)

File 172-94-44, Resolution No. 1024-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Recommendations of Government Efficiency & Labor Committee

Passed for Second Reading

[Airport-Lease Modification/Trans World Airlines, Inc.]
Ordinance approving Modification No. 4 of Lease and Use Agreement between Trans World Airlines, Inc. and City and County, acting by and through its Airports Commission; retroactive to October 15, 1994. (Airports Commission)

File 27-94-16, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Adopted

[Final Negative Declaration, Waterfront Restaurant]
Resolution adopting Final Negative Declaration, finding and determining that the proposed expansion of

the Waterfront Restaurant, reconfiguration of the Finger Pier at Pier 7 1/2 and provision of public access will have no significant impact on the environment, and adopting and incorporating findings of Final Negative Declaration. (Port Commission)

File 65-94-17.1, Resolution No. 1035-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Passed for Second Reading

[Lease, Port, Bundox Restaurant, Inc. dba Waterfront]
Ordinance approving lease agreement between Bundox Restaurant, Inc., dba as Waterfront Restaurant and the City and County, operating by and through the Port Commission for restaurant redevelopment and expansion at Pier 7 1/2 (Broadway and The Embarcadero); companion measure to File 65-94-17.1. (Port Commission)

File 65-94-17, Ordinance No.

(Fiscal Impact.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Gender Identity Discrimination]
Ordinance amending Police Code to prohibit discrimination based on gender identity in employment, public accommodations, and housing and to limit city liability to incarcerated persons for claims arising from the City's duty to protect the health and safety of such persons and amending Administrative Code to add gender identity discrimination to the mission of the Human Rights Commission and to prohibit discrimination on the basis of gender identity in city contracts. (Supervisors Hallinan, Alioto, Bierman, Migden, Hsieh, Kaufman, Leal)

File 97-94-37.2, Ordinance No.

(Amends Police Code Sections 3301, 3302, 3303, 3304, 3305 and adds Section 3312;
Amends Administrative Code Sections 12.A.1, 12.A.2, 12.A.3, 12.A.4, 12.A.5, 12.B.1, 12.B.2, 12.C.1, 12.C.2 and 12.C.3.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

In connection with the above item, Supervisors Hsieh, Kaufman, Leal requested to be added as co-sponsors.

[Compensation, Advisory Committee, Street Artists]
Ordinance amending Police Code, to increase compensation to members of the Advisory Committee of Street Artists and Craftsmen Examiners from $50 to $80 for each meeting attended and each visit to the studio or workshop of an applicant. (Supervisor Hallinan, Alioto)

File 121-94-11, Ordinance No.

(Amends Section 2402.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

In connection with the above item, Supervisor Alioto requested to be added as co-sponsor.

[Lease Agreement, Self Help for the Elderly]
Ordinance approving a lease agreement between the City and Self Help for the Elderly to provide for meal and recreation services for seniors at the South Sunset Recreation Center and ratifying provision of such services since February 1992. (Recreation and Park Department)

File 172-94-43, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Consideration continued

[Employee Claims]
Resolution authorizing reimbursement for cost of personal property of City and County employees damaged and/or stolen in the line of duty. (Budget Committee)

File 51-94-3, Resolution No.

Supervisor Kennedy, seconded by Supervisor Migden, moved to continue consideration to December 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

Adopted

[Department of Social Services Inclusion in County Consortium]
Resolution authorizing the Department of Social Services's inclusion and participation in the Memorandum of Understanding between the California Department of Social Services and the County Welfare Directors Association as the representative of the California Consortium of Welfare Departments. (Supervisor Kaufman)

File 93-94-32, Resolution No. 1046-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Prevailing Wage Rates, Private Employment]
Resolution fixing highest generally prevailing wage rates, private employment on public contracts. (Department of Human Resources)

File 106-94-2, Resolution No. 1047-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Grant, Youth Gangs Drug Prevention Program]
Resolution authorizing Chief of Police to apply for a grant, accept and expend funds in the amount of $100,000 through the Administra- tion on Children, Youth and Families for a project entitled "Youth Gangs Drug Prevention Program"; providing for ratification of action previously taken. (Police Commission)

File 143-94-9, Resolution No. 1008-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Federal Grant, Project Read Student Support]
Resolution authorizing the City Librarian to apply for, accept and expend $34,997 available from the United States Department of Education for a Project Read Student Support Program. There are indirect costs of five percent, which equals $1,667, contained in the budget of this grant; providing for ratification of action previously taken. (Supervisor Leal)

File 143-94-10, Resolution No. 1051-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Federal Grant, Project Read Tutor Support]
Resolution authorizing the City Librarian to apply for, accept and expend $29,058 available from the United States Department of Education for a Project Read Tutor Support Program. There are indirect costs of five percent, which equals $1,383, contained in the budget of this grant; providing for ratification of action previously taken. (Supervisor Leal)

File 143-94-11, Resolution No. 1052-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Federal Grant, 1993 AIDS Case Definition Project]
Resolution authorizing Department of Public Health, AIDS Office, to accept and expend supplemental grant funding of $61,000, with indirect costs of $7,783 based on 20% of salaries, from Health and Human Services, Centers for Disease Control and Prevention, to fund additional activities in the evaluation of the impact of the 1993 AIDS Case Definition Project; providing for ratification of action previously taken. (Supervisor Alioto)

File 146-94-19.1, Resolution No. 1053-94

(Fiscal Impact.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Contract, Department of Public Works-Lotepro Corporation]
Resolution authorizing limitation of liability clause in contract between the Department of Public Works and Lotepro Corporation for operations consulting services, maintenance and troubleshooting associated with cryogenic generating plant. (Department of Public Works)

File 172-94-38, Resolution No. 1057-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Private Grant, Corporation of Supportive Housing]
Resolution authorizing the City Attorney to apply for retroactively, accept and expend $12,106 from the Corporation of Supportive Housing, for Code Enforcement Section of the City Attorney's Office, and waiving indirect costs. (City Attorney)

File 194-94-3, Resolution No. 1059-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Refused Adoption; Rescinded;
Consideration Continued

[Citywide Radio Communication System Master Agreement]
Resolution approving the form and authorizing the execution and approval of amended and restated Master Agreement between the City and County and Motorola Communications and Electronics, Inc; approving modifications to Master Agreement; granting general authority to City officials to take necessary actions in connection with the execution and approval of the Master Agreement; directing the General Manager to hire a consultant to review the project specifications; directing the General Manager to submit project documents for each phase of the project to the Clerk of the Board of Supervisors; and ratifying actions previously taken. (Supervisor Hallinan)

File 229-94-2.1, Resolution No.

(Fiscal Impact.)

Refused adoption by the following vote:

Ayes: Supervisors Bierman, Hallinan, Kaufman, Kennedy, Migden - 5.

Noes: Supervisors Alioto, Leal - 2.

Absent: Supervisors Conroy, Hsieh, Maher, Shelley - 4.

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to rescind the previous vote.

Motion to rescind the vote adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Shelley - 4.

Supervisor Hallinan, seconded by Supervisor Leal, moved to continue consideration to December 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hsieh, Maher, Shelley - 4.

From Government Efficiency and Labor Committee
"Without Recommendation"

Adopted

[Campaign Contributions]
Resolution urging the City's State Legislative Delegation to introduce and support legislation limiting the amount a campaign committee which is controlled by a state officeholder or candidate can accept to $500 per individual contributor. (Supervisors Hsieh, Alioto)

File 12-94-34, Resolution No. 1029-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Migden - 7.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Recommendations of Housing and Land Use Committee

Passed for Second Reading

[Underground District 321, Indiana St./Islais Creek]
Ordinance creating Underground District No. 321 in Indiana Street/Islais Creek District. (Department of Public Works)

File 52-94-3, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

[Underground District 320, Brewster/Joy Area]
Ordinance creating Underground District No. 320 (Bernal Heights) in the Brewster/Joy District. (Department of Public Works)

File 52-94-4, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

[Limitation of Rent Control Exemption for Senior Housing]
Ordinance amending Administrative Code, to limit the exemption from rent control for elderly housing to residential care facilities for the elderly required to be licensed pursuant to California Health and Safety Code Chapters 3.2 and 3.3. (Supervisors Alioto, Bierman, Maher, Leal, Shelley)

File 97-94-75, Ordinance No.

(Amends Section 37.2(p).)

Appointment of President Pro Tempore

At the request of the President, Supervisor Hallinan assumed the Chair so the President could participate in the debate from the floor.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Hsieh, Leal, Migden, Shelley - 8.

Absent: Supervisors Conroy, Hallinan, Shelley - 3.

The President resumed the Chair.

[Condominium Conversion Lottery Procedures]
Ordinance amending Subdivision Code, to establish lottery procedures for the conversion of residential units to condominium units. (Supervisor Migden)

File 126-94-1, Ordinance No.

(Adds Section 1396.1.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

Recommendations of Rules Committee

Adopted

[Appointments/Sunshine Task Force]
Resolution appointing member to the Sunshine Ordinance Task Force. (Rules Committee)

File 92-93-45.1, Resolution No. 1042-94

(Bruce Bellingham.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

[Appointments]
Resolution appointing members to the Video Display Terminal Advisory Committee, terms expired. (Rules Committee)

File 92-93-57.1, Resolution No. 1045-94

(John Cammidge, Seat No. 25701, Chamber of Commerce, vice himself, for three-year term ending November 14, 1996;
Claire Zvanski, Seat No. 25707, Central Labor Council, vice herself, for three-year term ending November 14, 1997;
Michael Skaar, Seat No. 25705, Small Business Advisory Committee, vice herself, for three-year term ending November 14, 1997.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

[Appointment/Redevelopment Agency]
Resolution confirming Mayor's appointment to the Redevelopment Agency for term ending on September 3, 1998. (Rules Committee)

File 33-94-6, Resolution No. 1005-94

(Leroy King, vice himself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Hsieh, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

[Appointments, Hazardous Materials Advisory Committee]
Resolution appointing to the Hazardous Materials Advisory Committee, for the four-year term ending July 1, 1998. (Rules Committee)

File 92-94-30.1, Resolution No. 1038-94

(Alice Glasner, Seat No. 22619, Department City Planning, vice herself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

[Appointments, Park and Open Space Advisory Committee]
Resolution appointing members to the Park and Open Space Advisory Committee, for two-year terms ending July 1, 1996. (Rules Committee)

File 92-94-31, Resolution No. 1039-94

(Ailene Herold-Coffino, Seat No. 23311, vice herself, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

[Appointment/Lead Hazard Reduction Citizen Advisory Committee]
Resolution appointing member to the Lead Hazard Reduction Citizen Advisory Committee, for unexpired portion of four-year terms ending June 25, 1997. (Rules Committee)

File 92-94-42.1, Resolution No. 1040-94

(Carolyn Gold, Seat No. 26712, Tenant Organization, vice Emity McFarland, unexpired term.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

[Appointment/Adult Day Health Care Planning Council]
Resolution appointing member to the Adult Day Health Care Planning Council, term ending on September 30, 1997. (Rules Committee)

File 92-94-43.2, Resolution No. 1041-94

(Gay Kaplan, Seat No. 20011, Public Health, vice self, term expired.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Absent: Supervisors Conroy, Hallinan, Maher, Shelley - 4.

[Appointment, Joint Task Force on HIV Epidemic]
Resolution appointing member to the Joint Task Force on HIV Epidemic, for unexpired portion of one-year term ending January 1, 1995. (Rules Committee)

File 92-94-52.1, Resolution No. 1043-94

(Kristin Neil, Seat No. 27010.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

Adopted as amended

[Appointment, SF Bay Conservation and Development Commission]
Resolution appointing Supervisor Terence Hallinan as a member of the San Francisco Bay Conservation and Development Commission, vice Supervisor Bill Maher, for an indefinite term. (Rules Committee)

File 92-94-56, Resolution No. 1044-94

Supervisor Migden, seconded by Supervisor Bierman, moved to amend line 8, after "Commission" by inserting ", effective January 8, 1995,".

Motion to amend adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

Consideration Continued

(Supervisor Leal Dissenting in Committee.)

[Appointment, Assessment Appeals Board]
Resolution appointing regular member to the Assessment Appeals Board, for unexpired portion of three-year term ending September 30, 1997. (Rules Committee)

File 92-94-61, Resolution No.

(Alec Lambie, Board No. 21001, vice Samuel Martinez, regular member, deceased

Supervisor Kaufman, seconded by Supervisor Kennedy, moved to amend by replacing "Alec Lambie" with "Robert Reese".

Motion to amend refused adopted by the following vote:

Ayes: Supervisors Kaufman, Kennedy, Leal - 3.

Noes: Supervisors Alioto, Bierman, Migden - 3.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

The roll was then called on the pending legislation and it was refused adoption by the following vote:

Ayes: Supervisors Alioto, Bierman, Migden - 3.

Noes: Supervisors Kaufman, Kennedy, Leal - 3.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

Supervisor Leal, seconded by Supervisor Kennedy, moved to continue consideration to December 19, 1994.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal - 5

Noes: Supervisor Migden - 1.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

Passed for Second Reading

[Sunshine Task Force]
Ordinance amending Administrative Code, to change the composition of the Sunshine Task Force. (Supervisor Shelley)

File 97-94-14.3, Ordinance No.

(Amends Section 67.30.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

Conference with Labor Negotiator - Collective Bargaining

Tabled

Motion that the Board of Supervisors convene in closed session with, Wendell Pryor, Director of Human Resources, for the purpose of reviewing the City's position and instructing its designated representatives concerning collective bargaining negotiations involving all forms of compensation (including wages, hours, benefits, and working conditions), with all recognized employee organizations, as authorized by California Government Code Section 54957.6.

Supervisor Kennedy, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

PUBLIC COMMENT

The privilege of the floor was granted to the following person:

Garr Tavai Fiatoa, Geneva Towers, homeless, Presidio.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Adopted

[Proclaiming Father Harry Schlitt Day]
Resolution proclaiming December 16, 1994 as "Father Harry Schlitt Day". (Supervisors Maher, Alioto)

File 004-94-035, Resolution No. 1026-94

(December 5, 1994 - Introduced in Board for consideration on December 12, 1994.)

Adopted.

[Commending Members of Joint Task Force on HIV]
Resolution commending the members of the Joint Task Force on the HIV Epidemic; recognizing the special contributions of Dr. Sandra Hernandez and Eileen Hansen; and directing the Clerk of the Board to transmit copies of Resolution to each member of the Task Force. (Supervisors Kaufman, Leal, Alioto, Migden)

File 006-94-075, Resolution No. 1027-94

(December 5, 1994 - Introduced in Board for consideration on December 12, 1994.)

Adopted.

[Honoring the Municipal Executives' Association]
Resolution honoring the Municipal Executives' Association on the occasion of its Fiftieth Anniversary. (Supervisors Bierman, Alioto)

File 006-94-076, Resolution No. 1028-94

(December 5, 1994 - Introduced in Board for consideration on December 12, 1994.)

Adopted.

[Penalties for Carrying Loaded Firearms]
Resolution urging the State Legislature to increase penalties for carrying loaded firearms. (Supervisor Alioto)

File 012-94-037, Resolution No. 1030-94

(December 5, 1994 - Introduced in Board for consideration on December 12, 1994.)

Adopted.

[Family Preservation and Support Plan]
Resolution approving the plan of technical assistance and planning for the Family Preservation Support Program funding in the amount of $87,273 from the Federal Government through the California Department of Social Services. (Supervisors Kennedy, Bierman, Alioto, Kennedy, Kaufman)

File 153-94-002, Resolution No. 1056-94

(December 5, 1994 - Introduced in Board for consideration on December 12, 1994.)

Adopted.

In connection with the above item, Supervisor Kaufman requested to be added as co-sponsor.

(See Journal of Proceedings of January 3, 1995 for disapproval by Mayor.)

[Notification to Tourists of Labor Disputes]
Resolution urging the Convention and Visitors Bureau to advise tourists and other visitors to the City and local travel agencies of labor disputes. (Supervisors Bierman, Migden, Hallinan, Alioto, Leal, Kaufman, Hsieh, Maher, Kennedy)

File 176-94-011, Resolution No.

(December 5, 1994 - Introduced in Board for consideration on December 12, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-49, Resolution No. 1010-94

(Terence Hallinan, member, Board of Supervisors, January 10 - 17, 1995; Michael Hardeman, member, Port Commission, December 26 - 31,; Frankie Lee, member, Port Commission, December 10 - 17, 1994.)

Adopted.

[Election Declaration]
Resolution declaring the results of the General Election conducted November 8, 1994, in the City and County of San Francisco. (Registrar of Voters)

File 60-94-26, Resolution No. 1004-94

Adopted.

The foregoing items on the Immediate Adoption Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Migden - 6.

Absent: Supervisors Conroy, Hallinan, Hsieh, Maher, Shelley - 5.

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED ON BY COMMITTEE

Referred to Committee

[Transfer Workers Compensation Division]
Draft ordinance amending Administrative Code by deleting Sections 16.66 and 16.83 and amending Sections 16.81, 16.82, 16.83-1 and 16.83-2 regarding the administration of workers compensation benefits by the Director of Human Resources. Supervisors Kaufman, Conroy, Leal, Alioto presented. Referred to Government Efficiency/Labor Committee with request it be considered as soon as possible.

File 097-94-079.

Referred to Board

[Commend Chong-Moon Lee]
Resolution commending the Honorable Chong-Moon Lee for his grant of one million dollars to the Asian Art Museum's Department of Korean Art. Supervisors Alioto, Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 006-94-077.

[Commend Daniel D. Mohn]
Resolution commending Daniel D. Mohn for his exemplary performance as the District Engineer of the Golden Gate Bridge, Highway and Transportation District, and for his twenty-two years of distinguished service to the citizens of the Bay Area. Supervisors Alioto, Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 006-94-078.

[Commend Rand Castile]
Resolution commending Mr. Rand Castile for his nine years of exemplary service as Director of the Asian Art Museum. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 006-94-079.

[AB 939, Electric Utility Restructuring]
Resolution expressing concern over the impact of the California Public Utilities Commission proposed electric utility restructuring on local governments and urging the California Public Utilities Commission, California Integrated Waste Management Board and the State Legislature to protect the broad social and environmental benefits provided by the biomass industry. Supervisor Kennedy presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 012-94-038.

[Housing Opportunities for People with AIDS]
Resolution memorializing the President of the United States, the Office of Management and Budget and San Francisco's representatives in the United States Congress to retain and fund the Housing Opportunities for People with AIDS (HOPWA) program in FY 1996 at the $225 million level recommended by the Secretary of Housing and Urban Development; urging the Mayor to direct the City's Federal Lobbyist to advocate on behalf of HOPWA. Supervisors Kaufman, Leal, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 013-94-033.

[Shared Model Fundraising Campaign]
Resolution supporting a "Shared Model" fundraising campaign for employees of the City and County and urging the Mayor to rescind his decision to award a principal campaign fundraising organization (PCFO) contract to the United Way of the Bay Area. Supervisors Hallinan, Kennedy, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 162-94-002.

[Countywide Transportation Plan]
Resolution designating the Planning Department of the City and County of San Francisco as the agency responsible for developing and updating the countywide transportation plans for the City and County in compliance with A.B. 1619. Supervisor Bierman presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 171-94-004.

[Vicar of Bray Sailing Ship, 1849]
Resolution recognizing the Vicar of 8ray as an original sailing ship during the Gold Rush of 1849 in San Francisco. Supervisors Bierman, Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 197-94-008.

Referred to Committee

[Redevelopment Commissioners as City Officers]
Hearing to consider designating Redevelopment commissioners as city officers. Supervisor Kaufman presented. Referred to Rules Committee.

File 097-94-080.

[Civic Property and Fixed Assets]
Hearing to consider the manner in which City-owned artwork, furnishings and other civic property and fixed assets are accounted for and safeguarded. Supervisor Hallinan presented. Referred to Government Efficiency/Labor Committee.

File 197-94-009.

[Patrol Special Police Officers]
Hearing to consider the consequences of the Police Commission's decision to reduce the powers of Patrol Special Police Officers and its relationship to the San Francisco Administrative Code Chapter 10B program. Supervisors Hallinan, Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-019.

[Special Law Enforcement Services]
Hearing to consider the manner in which San Francisco Administrative Code, Chapter 10B, Special Law Enforcement and Public Works Services, is applied. Supervisor Hallinan presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-020.

Referred to Board

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. Supervisors Alioto, Leal, Bierman, Shelley, Migden presented. Referred to Board for Adoption Without Committee Reference Calendar December 19, 1994.

File 030-94-001.24.

[Report on HIV/AIDS in the Minority Communities]
Request that the Director of Public Health address the Board of Supervisors on HIV/AIDS in the minority communities to include, but be not limited to, education, housing, health care and whether funding from various sources is allocated proportionally to the minority programs. Supervisors Kennedy, Alioto presented. At the direction of the President, scheduled for Board consideration December 19, 1994.

File 108-94-006.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisor Migden, that City Attorney prepare ordinance which will close a loophole in the rent control law and extend to domestic partners the same rent control protections and exemptions that are afforded to family members.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

John T. Lockwood (By the entire Board)
John P. Moscone (By the entire Board)
Antoinette Alioto (By the entire Board)
Jeff Beane (Supervisor Alioto)
Carlson Garde (Supervisor Alioto)
Ralph Baxter (Supervisor Hallinan)
Jim Stoll (Supervisor Migden)
John Bell (Supervisor Bierman)

File 2-94-49

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:10 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 3, 1995

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors

Monday, December 19, 1994

Journal of Proceedings

The Minutes of the

Board of Supervisors

City and County of San Francisco

DOCUMENTS DEPT.
AUG 25 1995
SAN FRANCISCO
PUBLIC LIBRARY

Volume 89 Number 50

JOURNAL OF PROCEEDINGS

BOARD OF SUPERVISORS

Monday, December 19, 1994 - 2:00 p.m.

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Angela Alioto presiding.

CALLING THE ROLL

The meeting was called to order at 2:15 p.m. On call of the roll, the following Supervisors were noted present:

Supervisors Alioto, Bierman, Hsieh, Kaufman, Kennedy, Leal, Migden - 7.

Noted absent at first roll call:

Supervisors Conroy, Hallinan, Maher, Shelley - 4.

Quorum present.

Supervisor Conroy was noted present at 2:18 p.m.

Supervisor Hallinan was noted present at 2:16 p.m.

Supervisor Maher was noted present at 2:17 p.m.

Supervisor Shelley excused. (See infra.)

Supervisor Shelley Excused

The Clerk announced that Supervisor Shelley had requested to be excused from attendance today because of a family emergency.

Supervisor Kennedy, seconded by Supervisor Leal, moved to excuse Supervisor Shelley from attendance.

Motion adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

CONSENT CALENDAR

Recommendations of Budget Committee

Finally Passed

[Mission and Goals Statement]
Ordinance amending Administrative Code, to require each City board, commission and department annually to submit to the Mayor a written mission and goals statement which also reports the body's success in meeting those standards during the prior year, to require the Mayor annually to develop a written City mission and goals statement which also reports the City's success in meeting those standards during the prior year and to transmit that and the individual mission and goals statements to the Board of Supervisors; to require each City board, commission and department annually to rank its programs and services in writing in order of priority, on a three-year time horizon, to require the Mayor annually to rank in writing government programs and services in order of priority, on a three-year time horizon and to present that ranking and the individual rankings to the Board of Supervisors; to require each City board, commission and department annually to present a written three-year budget plan to the Controller, to require the Controller to transmit those three-year budget plans to the Mayor, to require the Mayor to create a written three-year budget plan for the City and to transmit that and the individual three-year budget plans to the Board of Supervisors, and all City boards, commissions and departments to consider their mission and goals statements, three-year program priority assessments and

three-year budget plans when composing their budgets for the next fiscal year (Supervisors Kaufman, Shelley, Migden, Leal, Kennedy, Conroy, Alioto)

File 97-94-33, Ordinance No. 434-94

(Adds Section 3.18.)

Finally passed.

[Medical Services Contract]
Ordinance amending the Administrative Code, authorizing the Director of Public Health to execute an agreement with Pacificare of California for provision of medical services to Medi-Cal beneficiaries for capitated payments, including an agreement to indemnify, and providing that, notwithstanding the Sunshine Ordinance, records relating to rates of payment shall not be disclosed for three years from execution of the agreement. (Department of Public Health)

File 97-94-76, Ordinance No. 447-94

(Adds Section 19A.33.)

Finally passed.

Recommendations of Government Efficiency & Labor Committee

Finally Passed

[Airport-Lease Modification/Trans World Airlines, Inc.]
Ordinance approving Modification No. 4 of Lease and Use Agreement between Trans World Airlines, Inc. and City and County, acting by and through its Airports Commission; retroactive to October 15, 1994. (Airports Commission)

File 27-94-16, Ordinance No. 436-94

Finally passed.

[Settlement of Litigation, Jose Garcia and Daniel Salazar]
Ordinance authorizing settlement of litigation of Jose G. Garcia and Daniel F. Salazar, et al., against the City and County of San Francisco by payment of $14,000. (City Attorney)

File 45-94-62, Ordinance No. 453-94

(Superior Court No. 956-640)

Finally passed.

[Settlement of Litigation, Faina Yarmolinskaya]
Ordinance authorizing settlement of litigation of Faina Yarmolinskaya against the City and County by payment of $40,000. (City Attorney)

File 45-94-63, Ordinance No. 437-94

(Superior Court No. 955-830)

Finally passed.

[Settlement of Litigation, Joseph Koram]
Ordinance authorizing settlement of litigation of Joseph Koram against the City and County by payment of $10,000. (City Attorney)

File 45-94-64, Ordinance No. 438-94

(Superior Court No. 951-953)

Finally passed.

[Settlement of Litigation, Beria Tasby & Alton Hardy]
Ordinance authorizing settlement of litigation of Beria Tasby and Alton Hardy against the City and County for a total payment of $7,268.10. (City Attorney)

File 45-94-65, Ordinance No. 439-94

(Municipal Court No. 052-601)

Finally passed.

[Settlement of Lawsuit/Barbara Tagle v. Lynch & Sons]
Ordinance authorizing settlement of Barbara Tagle v. Lynch & Sons, et al., upon receipt of the sum of $6,900 and dismissal of complaint. (City Attorney)

File 46-94-13, Ordinance No. 440-94

(Superior Court No. 942764)

Finally passed.

[Settlement of Lawsuit, Donna Briggs]
Ordinance authorizing settlement of Donna Briggs v. Georgia Greiner, et al., upon receipt of the sum of $3,500 with credit rights and dismissal of cross-complaint, and satisfaction of lien. (City Attorney)

File 46-94-14, Ordinance No. 441-94

(Superior Court No. 949-197)

Finally passed.

[Lease, Port, Bundox Restaurant, Inc. dba Waterfront]
Ordinance approving lease agreement between Bundox Restaurant, Inc., dba as Waterfront Restaurant and the City and County, operating by and through the Port Commission for restaurant redevelopment and expansion at Pier 7 1/2 (Broadway and The Embarcadero). (Port Commission)

File 65-94-17, Ordinance No. 412-94

(Fiscal Impact.)

Finally passed.

[Gender Identity Discrimination]
Ordinance amending Police Code to prohibit discrimination based on gender identity in employment, public accommodations, and housing and to limit City liability to incarcerated persons for claims arising from the City's duty to protect the health and safety of such persons and amending Administrative Code to add gender identity discrimination to the mission of the Human Rights Commission and to prohibit discrimination on the basis of gender identity in city contracts. (Supervisors Hallinan, Alioto, Bierman, Migden)

File 97-94-37.2, Ordinance No. 433-94

(Amends Police Code Sections 3301, 3302, 3303, 3304, 3305 and adds Section 3312;
Amends Administrative Code Sections 12.A.1, 12.A.2, 12.A.3, 12.A.4, 12.A.5, 12.B.1, 12.B.2, 12.C.1, 12.C.2 and 12.C.3.)

Finally passed.

[Compensation, Advisory Committee, Street Artists]
Ordinance amending Police Code, to increase compensation to members of the Advisory Committee of Street Artists and Craftsmen Examiners from $50 to $80 for each meeting attended and each visit to the studio or workshop of an applicant. (Supervisor Hallinan)

File 121-94-11, Ordinance No. 451-94

(Amends Section 2402.)

Finally passed.

[Lease Agreement, Self Help for the Elderly]
Ordinance approving a lease agreement between the City and Self Help for the Elderly to provide for meal and recreation services for seniors at the South Sunset Recreation Center and ratifying provision of such services since February, 1992. (Recreation and Park Department)

File 172-94-43, Ordinance No. 452-94

Finally passed.

Recommendations of Housing and Land Use Committee

Finally Passed

[Underground District No. 321, Indiana St./Islais Creek]
Ordinance creating Underground District No. 321 in Indiana Street/Islais Creek District. (Department of Public Works)

File 52-94-3, Ordinance No. 442-94

Finally passed.

[Underground District No. 320, Brewster/Joy Area]
Ordinance creating Underground District No. 320 (Bernal Heights) in the Brewster/Joy District. (Department of Public Works)

File 52-94-4, Ordinance No. 443-94

Finally passed.

[Limitation of Rent Control Exemption for Senior Housing]
Ordinance amending Administrative Code, to limit the exemption from rent control for elderly housing to residential care facilities for the elderly required to be licensed pursuant to California Health and Safety Code Chapters 3.2 and 3.3. (Supervisors Alioto, Bierman, Maher, Leal, Hsieh)

File 97-94-75, Ordinance No. 446-94

(Amends Section 37.2(p).)

Finally passed.

[Condominium Conversion Lottery Procedures]
Ordinance amending Subdivision Code, to establish lottery procedures for the conversion of residential units to condominium units. (Supervisor Migden)

File 126-94-1, Ordinance No. 428-94

(Adds Section 1396.1.)

Finally passed.

Recommendation of Rules Committee

Finally Passed

[Sunshine Task Force]
Ordinance amending Administrative Code, to change the composition of the Sunshine Task Force. (Supervisor Shelley)

File 97-94-14.3, Ordinance No. 432-94

(Amends Section 67.30.)

Finally passed.

The foregoing items on the Consent Calendar were acted upon by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

REGULAR CALENDAR

UNFINISHED BUSINESS

Recommendations of Budget Committee

Finally Passed

[Appropriation, Retirement System]
Ordinance appropriating $41,425, Retirement System, from the Employee's Retirement Trust Fund for salaries and fringe benefits for the creation of one position for fiscal year 1994-95; subject of previous budgetary denial. (Supervisor Alioto)

File 101-94-32, Ordinance No. 448-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Employees Retirement System, ASO, add 1 Position]
Ordinance amending Annual Salary Ordinance, 1994-95, Employees Retirement System, reflecting the addition of one position (4331N Security Analyst) in the Investment Division; companion measure to File 101-94-32. (Supervisor Alioto)

File 102-94-5, Ordinance No. 450-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Conroy, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 10.

Absent: Supervisor Shelley - 1.

[Appropriation, Courthouse Construction]
Ordinance appropriating $2,000,000 from Courthouse Construction Funds for capital improvement project Superior and Municipal Courts for fiscal year 1994-95, placing $2,000,000 on reserve. (Supervisors Hsieh, Alioto, Bierman)

File 101-94-34, Ordinance No. 449-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden - 8.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Conroy, Shelley - 2.

[Courthouse Financing]
Ordinance approving execution and delivery of a site lease between the City and the Courthouse Corporation, a lease agreement between Corporation and City, an assignment agreement between Corporation and Trustee and a trust agreement between City, Corporation, and Trustee; approving form of certificate purchase agreement by City, Corporation, Trustee and Underwriters; approving offer/sale of certificates, form of official statement; approving form of letter of credit agreement; authorizing officers of City to obtain credit, take other actions to consummate execution/delivery of not to exceed $63,000,000 certificates of participation to finance project; ratifying actions previously taken. (Supervisors Hsieh, Alioto, Bierman)

File 97-93-56.3, Ordinance No. 435-94

(Fiscal Impact.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 8.

Noes: Supervisor Kennedy - 1.

Absent: Supervisors Conroy, Shelley - 2.

[Lease Amendment]
Ordinance approving sixth amendment to stadium lease between the City and County by and through its Recreation and Park Commission and the San Francisco Giants. (Supervisors Alioto, Kennedy, Hsieh, Bierman, Kaufman)

File 65-94-1.1, Ordinance No. 444-94

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

(Supervisor Hsieh dissenting in Committee.)

[Property Tax Base Transfer, Proposition 171]
Ordinance amending Administrative Code, allowing homeowners to transfer base value of substantially damaged or destroyed property from another county in the state to newly acquired or constructed replacement property in the City and County. (Supervisors Bierman, Alioto, Kaufman)

File 97-94-68, Ordinance No. 445-94

(Fiscal Impact.)

(Adds Section 10.2-7.)

Finally passed by the following vote:

Ayes: Supervisors Alioto, Bierman, Kaufman, Kennedy, Leal, Maher, Migden - 7.

Noes: Supervisors Hallinan, Hsieh - 2.

Absent: Supervisors Conroy, Shelley - 2.

Recommendation of Economic Vitality and Social Policy Committee

Consideration Continued

[Film Production Activities]
Ordinance amending Police Code, to except certain film production activities from the provisions of Article 29, Regulation of Noise. (Supervisor Alioto)

File 121-94-9, Ordinance No.

(Adds Section 2914.1;
Amends Sections 2915 and 2916.)

(November 21, 1994 - Consideration continued to December 5, 1994.)

Supervisor Hallinan, seconded by Supervisor Bierman, moved to continue consideration to February 6, 1995.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2..

Recommendations of Government Efficiency and Labor Committee

Adopted

[Employee Claims]
Resolution authorizing reimbursement for cost of personal property of City and County employees damaged and/or stolen in the line of duty. (Budget Committee)

File 51-94-3, Resolution No. 1067-94

(December 12, 1994 - Consideration continued to December 19, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Consideration Continued

[Citywide Radio Communication System Master Agreement]
Resolution approving the form and authorizing the execution and approval of amended and restated Master Agreement between the City and County and Motorola Communications and Electronics, Inc; approving modifications to Master Agreement; granting general authority to City officials to take necessary actions in connection with the execution and approval of the Master Agreement; directing the General Manager to hire a consultant to review the project specifications; directing the General Manager to submit project documents for each phase of the project to the Clerk of the Board of Supervisors; and ratifying actions previously taken. (Supervisor Hallinan)

File 229-94-2.1, Resolution No.

(Fiscal Impact.)

(December 12, 1994 - Consideration continued to December 19, 1994.)

Supervisor Hallinan, seconded by Supervisor Leal, moved to continue consideration to February 27, 1995.

Motion to continue adopted by the following vote:

Ayes: Supervisors Bierman, Hallinan, Kaufman, Kennedy, Leal, Migden - 6.

Noes: Supervisors Alioto, Maher - 2.

Absent: Supervisors Conroy, Hsieh, Shelley - 3.

Recommendations of Rules Committee

Adopted

(Supervisor Leal dissenting in Committee.)

[Appointment, Assessment Appeals Board]
Resolution appointing regular member to the Assessment Appeals Board, for unexpired portion of three-year term ending September 30, 1997. (Rules Committee)

File 92-94-61, Resolution No. 1061-94

(Alec Lambie, Seat No. 21001, vice Samuel Martinez, regular member, deceased)

(December 12, 1994 - Consideration continued to December 19, 1994.)

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Maher, Migden - 6.

Noes: Supervisors Kaufman, Kennedy, Leal - 3.

Absent: Supervisors Conroy, Shelley - 2.

NEW BUSINESS

Recommendations of Budget Committee

Passed for Second Reading

[Appropriations, Sheriff, District Attorney, Adult Probation]
Ordinance appropriating and rescinding $419,709 from the Sheriff and appropriating $252,764 of jail overcrowding fines and $142,481 from the General Fund Reserve to the District Attorney, Sheriff and Adult Probation Departments for salaries, fringe benefits, other non-personal services and lease purchase of equipment and creating eleven positions for implementation of programs to minimize jail overcrowding for fiscal year 1994-95; placing $252,764 on reserve. (Supervisor Alioto)

File 101-94-36, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 8.

Noes: Supervisors Conroy, Migden, Shelley - 3.

[Annual Salary Ordinance]
Ordinance amending Annual Salary Ordinance, 1994-95, Sheriff, District Attorney and Adult Probation Departments, reflecting the addition of eleven positions designed to reduce jail overcrowding; companion measure to File 101-94-36. (Supervisor Alioto)

File 102-94-6, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher - 8.

Noes: Supervisors Conroy, Migden, Shelley - 3.

[Appropriation, School District, $32,161,000]
Ordinance appropriating $32,161,000, San Francisco Unified School District, of school bond proceeds and interest earnings for capital improvements to various school facilities for fiscal year 1994-95. (Supervisor Alioto)

File 101-94-37, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Appropriation, Water Department]
Ordinance appropriating and rescinding $663,000 of Water Department operating funds to programmatic project (Pleasanton Property Development Plan) for fiscal year 1994-95; placing $283,500 on reserve. (Supervisor Hsieh)

File 101-94-38, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Appropriation, Community Development]
Ordinance appropriating $148,445 from the Dispute Resolution Program Fund to allow the Mayor's Office of Community Development to continue contracts for dispute resolution services in 1994-95; providing for ratification of actions previously taken. (Supervisor Hsieh)

File 101-94-39, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Appropriation, Fire Department]
Ordinance appropriating $9,400,000, Fire Department, of Fire Protection Bond proceeds for capital improvements to various fire stations for fiscal year 1994-1995; placing $4,630,882 on reserve. (Supervisors Hsieh, Alioto)

File 101-94-40, Ordinance No.

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

Adopted

[Property Acquisition, 700 Pennsylvania Avenue]
Resolution authorizing the acquisition of Lot 10 in Assessor's Block 4167 (700 Pennsylvania Avenue) for a Municipal Railway Maintenance facility and adopting findings pursuant to City Planning Code Section 101.1. (Real Estate Department)

File 84-94-4, Resolution No. 1072-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

From Budget Committee "Without Recommendation"

Rereferred to Committee

(Supervisor Hsieh dissenting in Committee.)

[Appropriation, District Attorney]
Ordinance appropriating $496,889 from the General Fund Reserve for salaries and fringe benefits to address underfunding in the District Attorney's Office for fiscal year 1994-95; subject of previous budgetary denial; providing for ratification of action previously taken. (Supervisor Alioto)

File 101-94-33.1, Ordinance No.

Supervisor Hsieh, seconded by Supervisor Kennedy, moved to rerefer above item to the Budget Committee for its January 18, 1995 meeting.

Motion to rerefer to committee adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

Recommendations of Health, Public Safety and Environment Committee

Passed for Second Reading

[General Assistance-Exempt Loans]
Ordinance amending Administrative Code, relating to exempt income under the General Assistance Program. (Supervisors Alioto, Bierman, Hallinan)

File 97-94-40, Ordinance No.

(Amends Section 20.56.11.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[New Employee Registry]
Ordinance amending Administrative Code, requiring the Controller to file with the State Employment Development Department information on persons employed by the City and County of San Francisco. (Supervisors Maher, Leal, Alioto)

File 97-93-64, Ordinance No.

(Adds Section 18.14.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Child Support Compliance]
Ordinance amending Part III, Article 12-B of the Municipal Code, to prohibit the issuance of an annual

Business Registration Certificate to an individual who is out of compliance with a Child Support Order or judgment. (Supervisors Maher, Leal, Alioto)

File 127-94-12, Ordinance No.

(Adds Section 1007.4.)

Passed for second reading by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisor Conroy, Shelley - 2.

Adopted

[Overtime - Child Support Payments]
Resolution urging the Superior Court to amend its local rules, and urging the District Attorney, when seeking child support, to presume that overtime pay will continue at the same rate it has been earned in the preceding twelve (12) months or in the amount shown by the evidence, and to attribute to a non-complying parent income based on 150 percent of the average wage or the gross income indicated by the evidence, whichever is greater. (Supervisors Maher, Leal, Alioto)

File 291-94-1, Resolution No. 1069-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden -9.

Absent: Supervisors Conroy, Shelley - 2.

[Restitution - Abusive Domestic Behavior]
Resolution declaring it to be the policy of the City and County to encourage Judges to award reasonable costs and fees, except in the most extreme and unusual circumstances, to question victims of abusive behavior to determine if such expenses have been incurred, to advise unrepresented victims of their right to such restitution, to question victims to determine if they have availed themselves of the services provided by agencies which aid persons abused in domestic relationships, and to establish procedures to notify defaulting abusive parties and schedule hearings to determine an appropriate award of attorney fees, costs and restitution. (Supervisors Maher, Leal, Alioto)

File 291-94-2, Resolution No. 1070-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

[Child Support Obligations Policy]
Resolution declaring it to be the policy of the City and County to require parents to fulfill their child support obligations, and urging the California Legislature to amend the Family Code consistent with this policy of the City and County of San Francisco by requiring the District Attorney and the local courts, when computing child support, to presume a parent's overtime pay will continue at the same rate earned in the preceding twelve (12) months, and to impute to non-complying parents a gross income based on 150 percent of the average annual wage, or the income indicated by the evidence, whichever is greater. (Supervisors Maher, Leal, Alioto)

File 291-94-3, Resolution No. 1071-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Maher, Migden - 9.

Absent: Supervisors Conroy, Shelley - 2.

From the Board

Report Received

[Report on HIV/AIDS in the Minority Communities]
Report from the Director of Public Health concerning HIV/AIDS in the minority communities to include, but be not limited to education, housing, health care and whether funding from various sources is allocated proportionally to the minority programs. (Supervisors Kennedy, Alioto)

File 108-94-006

A representative from the Department of Public Health appeared and gave a report and provided statistics on the services provided to the various minority groups in the city.

SPECIAL ORDER 3:00 P.M.

Consideration Continued

[Public hearing]
Hearing of appeal from the decision of the City Planning Commission by its Motion No. 13770, dated November 3, 1994, approving Conditional Use Application No. 94.488C, for conditional use authorization to establish a small scale, retail stock brokerage office defined as business or professional service by Section 790.108 of the Planning Code in the West Portal Avenue Neighborhood Commercial District on property located at 61 West Portal Avenue; Lot 24A in Assessor's Block 2979-A.

File 37-94-8

(Environmental Review Status: Categorically Exempt.)

(Appeal filed December 1, 1994.)

The following persons were sworn in and granted privilege of the floor:

Appellants:
Bud Wilson, requesting continuance to January 17, 1995.

Respondents:
Representative, property owners, oppose continuance.

After a brief period of discussion, Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to January 3, 1995.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

(Only one of the following two motions should be adopted.)

[Zoning Appeal]
Motion approving decision of the City Planning Commission by its Motion No. 13770, approving Conditional Use Application No. 94.488C, on property located at 61 West Portal Avenue, and adopting findings pursuant to City Planning Code Section 101.1.

File 37-94-8.1

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to January 3, 1995.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Zoning Appeal]
Motion disapproving decision of the City Planning Commission by its Motion No. 13770, approving Conditional Use Application No. 94.488C, on property located at 61 West Portal Avenue, and adopting findings pursuant to City Planning Code Section 101.1.

File 37-94-8.2

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to January 3, 1995.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

[Findings]
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 94.488C on property located at 61 West Portal Avenue, for action by the Board at its next meeting.

File 37-94-8.3

Supervisor Hallinan, seconded by Supervisor Kennedy, moved to continue consideration to January 3, 1995.

Motion to continue adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

COMMITTEE REPORTS

Recommendation of Select Committee on Base Closures

Adopted

[Reuse of Treasure Island]
Resolution authorizing the Mayor to petition the U.S. Secretary of Defense to apply the Base Closure Community Redevelopment and Homeless Assistance Act of 1994 to the reuse of Treasure Island. (Mayor)

File 244-94-19, Resolution No. 1050-94

Adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Kennedy, Leal, Migden - 8.

Absent: Supervisors Conroy, Maher, Shelley - 3.

PUBLIC COMMENT

The privilege of the floor was granted to the following persons:

Dehnert Queen, Countywide Transportation Plan, commendation for Daniel D. Mohn;
Kathy Perry, Christmas greetings;
John Thorndike, Orange County financial investments;
Gar Tavai-Fiatoa, Geneva Towers water, homeless issues, parking citations;
Louise Vaughn, agent orange, code violation laws;
Margaret Vergas, toxic program;
Jennifer Taylor, campaign fundraising contract.

There being no one else present wishing to speak, the President declared the public comment portion of the meeting closed.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced at a prior meeting of the Board with action requested at this meeting. Any Supervisor may require these measures to go to committee unless a motion to suspend the rules is adopted by eight votes (or a unanimous vote if only six or seven members are present). An "aye" vote is (a) a vote in favor of suspending the rule requiring reference to committee, and (b) a vote in favor of adoption of the measures. Eight votes (or a unanimous vote if only six or seven members are present) is required.

Severed from For Adoption Without Committee Reference Calendar

Supervisor Bierman requested that the following measure be severed from the For Adoption Without Committee Reference Calendar and considered separately.

Tabled

[Countywide Transportation Plan]
Resolution designating the Planning Department of the City and County of San Francisco as the agency responsible for developing and updating the countywide transportation plans for the City and County in compliance with A.B. 1619. (Supervisor Bierman)

File 171-94-004, Resolution No.

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Supervisor Bierman, seconded by Supervisor Migden, moved to table.

Tabled by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kennedy, Shelley - 3.

The Board resumed its consideration of the following items on the For Adoption Without Committee Reference Calendar.

For Adoption Without Committee Reference Calendar

Adopted

[Commend Chong-Moon Lee]
Resolution commending the Honorable Chong-Moon Lee for his grant of one million dollars to the Asian Art Museum's Department of Korean Art. (Supervisors Alioto, Kennedy)

File 006-94-077, Resolution No. 1062-94

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

[Commend Daniel D. Mohn]
Resolution commending Daniel D. Mohn for his exemplary performance as the District Engineer of the Golden Gate Bridge, Highway and Transportation District, and for his twenty-two years of distinguished service to the citizens of the Bay Area. (Supervisors Alioto, Kennedy, Hallinan, Hsieh)

File 006-94-078, Resolution No. 1063-94

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

In connection with the above item, Supervisors Hallinan, Hsieh, requested to be added as co-sponsors.

[Commend Rand Castile]
Resolution commending Mr. Rand Castile for his nine years of exemplary service as Director of the Asian Art Museum. (Supervisor Alioto, Conroy, Bierman, Kaufman, Hsieh)

File 006-94-079, Resolution No. 1064-94

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

In connection with the above item, Supervisors Conroy, Bierman, Kaufman, Hsieh, requested to be added as co-sponsors.

[AB 939, Electric Utility Restructuring]
Resolution expressing concern over the impact of the California Public Utilities Commission proposed electric utility restructuring on local governments and urging the California Public Utilities Commission, California Integrated Waste Management Board and the State Legislature to protect the broad social and environmental benefits provided by the biomass industry. (Supervisors Kennedy, Alioto, Bierman)

File 012-94-038, Resolution No. 1065-94

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Housing Opportunities for People with AIDS]
Resolution memorializing the President of the United States, the Office of Management and Budget and San Francisco's representatives in the United States Congress to retain and fund the Housing Opportunities for People with AIDS (HOPWA) program in FY 1996 at the $225 million level recommended by the Secretary of Housing and Urban Development; urging the Mayor to direct the City's Federal Lobbyist to advocate on behalf of HOPWA. (Supervisors Kaufman, Leal, Alioto, Bierman)

File 013-94-033, Resolution No. 1066-94

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Shared Model Fundraising Campaign]
Resolution supporting a "Shared Model" fundraising campaign for employees of the City and County and urging the Mayor to rescind his decision to award a principal campaign fundraising organization (PCFO) contract to the United Way of the Bay Area. (Supervisors Hallinan, Kennedy, Alioto, Bierman)

File 162-94-002, Resolution No. 1073-94

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

In connection with the above item, Supervisor Bierman requested to be added as co-sponsor.

[Vicar of Bray Sailing Ship, 1849]
Resolution recognizing the Vicar of Bray as an original sailing ship during the Gold Rush of 1849 in San Francisco. (Supervisors Bierman, Alioto)

File 197-94-008, Resolution No. 1068-94

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

[Needle Exchange Emergency]
Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Supervisors Alioto, Leal, Bierman, Shelley, Migden)

File 030-94-001.24

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

[Final Map, 2100 North Point Street]
Motion approving final map of 2100 North Point Street, a condominium project, being a resubdivision of Lot 3 in Assessor's Block 920, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-20

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

[Final Map, 462 7th Avenue]
Motion approving final map of 462 Seventh Avenue, a condominium project, being a resubdivision of Lot 25 in Assessor's Block 1538, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-21

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

[Final Map, 1150 Dolores Street]
Motion approving final map of 1150 Dolores Street, a condominium project, being a resubdivision of Lot 1 in Assessor's Block 6535, and adopting findings pursuant to City Planning Code Section 101.1. (Department of Public Works)

File 58-94-22

(December 12, 1994 - Introduced in Board for consideration on December 19, 1994.)

Adopted.

The foregoing items on the For Adoption Without Committee Reference Calendar were adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kennedy, Shelley - 3.

IMMEDIATE ADOPTION CALENDAR

These measures are being introduced at this meeting. A unanimous vote is required for adoption today. Any Supervisor may require any of these measures to go to committee.

Severed from Immediate Adoption Calendar

Supervisor Bierman requested that the following measure be severed from the Immediate Adoption Calendar and considered separately.

Adopted as Amended

[Memorandum of Agreement, Countywide Transportation Plan]
Resolution ((requiring)) authorizing a Memorandum of Agreement between the Transportation Authority and the Planning Department defining the institutional approach to the development of long-range countywide transportation plans under A.B. 1619. (Supervisors Bierman, Maher)

File 171-94-4.1, Resolution No. 1060-94

Supervisor Bierman, seconded by Supervisor Maher, moved an amendment of the whole entitled, "Resolution authorizing a Memorandum of Agreement between the Transportation Authority and the Planning Department defining the institutional approach to the development of long-range countywide transportation plans under A.B. 1619."

Amendment of the whole adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kennedy, Shelley - 3.

Adopted as amended by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kennedy, Shelley - 3.

The Board resumed its consideration of the following items on the Immediate Adoption Calendar.

Immediate Adoption Calendar

Adopted

[Leaves of Absence]
Resolution granting leaves of absence to various city and county officers with permission to leave the state. (Clerk of the Board)

File 1-94-50, Resolution No. 1025-94

(Mary I. Callanan, Treasurer, January 3 - 7, 1995; Patrick A. Murphy, member, Airports Commission, December 13 - 16, 1994.)

The foregoing item on the Immediate Adoption Calendar was adopted by the following vote:

Ayes: Supervisors Alioto, Bierman, Hallinan, Hsieh, Kaufman, Leal, Maher, Migden - 8.

Absent: Supervisors Conroy, Kennedy, Shelley - 3..

OFF-CALENDAR LEGISLATION

ROLL CALL FOR INTRODUCTION OF MEASURES AND COMMUNICATIONS NOT CONSIDERED OR REPORTED BY COMMITTEE

Referred to Committee

[Appropriation, Library, $6,939,488]
Ordinance appropriating $6,939,488, Public Library for salaries, fringe benefits, professional services, other non-personal services, materials and supplies, equipment and services of other departments and creating 100 positions to allow the Public Library to increase staffing, expand hours and purchase additional books (implement Proposition E). Supervisors Hsieh, Bierman, Leal, Alioto presented. Referred to Budget Committee.

File 101-94-044.

[Appropriation, Library, $3,965,940]
Ordinance appropriating $3,965,940, Public Library, to augment baseline library services as defined by Charter Section 6.416 for fiscal year 1994-95. Supervisors Hsieh, Bierman, Leal, Alioto presented. Referred to Budget Committee.

File 101-94-045.

[Public Employment, Library, Add 100 Positions]
Ordinance amending Ordinance No. 293-94 (Annual Salary Ordinance, 1994-95) reflecting the addition of 100 positions in the Public Library, incorporating Proposition E funds; companion measure to File 101-94-44. Supervisors Hsieh, Bierman, Leal, Alioto presented. Referred to Budget Committee.

File 102-94-007.

[Residential Parking Permit for Businesses]
Ordinance amending Traffic Code by amending Section 308 to require a business to present proof of a valid business tax registration certificate and payment of a business tax before being issued a residential parking permit. Supervisors Kaufman, Leal presented. Referred to Housing and Land Use Committee.

File 124-94-016.

Resolutions:

[Children's Services Plan, 1995-1996]
Resolution approving the Children's Services Plan (CSP) for the San Francisco Children's Fund in accordance with Charter Section 6.415, for fiscal year 1995-1996. Supervisors Shelley, Alioto presented. Referred to Budget Committee.

File 185-95-001.

[Matrix Program]
Resolution urging the Mayor to re-direct police activities from the enforcement of quality of life infractions in light of the United States Justice Department's declaration that such acts violate the 8th Amendment to the United States Constitution because they constitute cruel and unusual punishment. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-021.

[Coleman Advocates for Children Investigation]
Resolution urging the Mayor to rescind his office's December 14, 1994 letter to the Internal Revenue Service and cancel his office's request for an IRS investigation into the tax-exempt status of Coleman Advocates for Children and Youth; encouraging the free exchange of ideas and opinions in the City and County of San Francisco. Supervisors Hallinan, Alioto presented. Referred to Economic Vitality/Social Policy Committee.

File 216-94-003.

Requests for Hearings:

[Overtime Expenditures, Biannual Analysis]
Hearing to consider amending Administrative Code Section 18.13 to require all departments with significant overtime expenditures to provide the Board with a biannual analysis justifying the overtime expenditure and analyzing whether the hiring of additional part-time or full-time employees would be more cost effective than current staffing levels and overtime hours. Supervisors Hsieh, Alioto, Bierman presented. Referred to Budget Committee.

File 097-94-082.

[Ban Facsimile Hand Grenades]
Hearing to consider making it a misdemeanor crime in San Francisco to possess, sell or knowingly transport any facsimile or practice fragmentation hand grenade, with the exception of military or law enforcement personnel and any person willfully violating this ordinance shall be assessed the cost to the City and County for services of law enforcement, fire, paramedic or other safety personnel in response to and disposal of such device. Supervisor Hsieh presented. Referred to Health/Public Safety/Environment Committee.

File 121-94-013.

[Bernal Dwellings]
Hearing to consider the impending demolition of Bernal dwellings and other pressing issues of concern to the residents. Supervisor Hallinan presented. Referred to Housing and Land Use Committee.

File 296-94-001.

[Matrix]
Hearing to consider the constitutionality of the "matrix" program in light of the U.S. Justice Department's amicus curiae brief. Supervisor Alioto presented. Referred to Health/Public Safety/Environment Committee.

File 207-94-021.01.

[Franchise Fee, Pacific Gas and Electric]
Hearing to consider the status of potential increase in the franchise fee paid by Pacific Gas and Electric to the City and County of San Francisco. Supervisor Alioto presented. Referred to Select Committee on Municipal Public Power.

File 285-94-002.02.

[Raker Act]
Hearing to consider if the City and County is in compliance with the Raker Act. Supervisor Alioto presented. Referred to Select Committee on Municipal Public Power.

File 285-94-003.

[Electric Utility Services, Proposed Restructure]
Hearing to consider the potential impact of the California Public Utilities Commission's restructuring of electric utility services to the citizens of the City and County and the discontinuation of services by Pacific Gas and Electric Company and a reduction of its work force as a result of the proposed restructuring. Supervisor Alioto presented. Referred to Select Committee on Municipal Public Power.

File 285-94-004

Motions

Referred to Committee

[Supplemental Appropriation, Study Public Power]
Motion directing the Clerk of the Board of Supervisors to submit to the Mayor a supplemental appropriation request for $150,000 to support the work of the Board of Supervisors in producing a feasibility study on municipal public power. Supervisor Alioto presented. Referred to Budget Committee.

File 069-94-005.

December 19, 1994

Referred to Board

[Megahertz Radio Contract]
Motion directing the City Attorney to advise the Chief Administrative Officer and the General Manager of the Department of Electricity and Telecommunications of Federal District Court Judge Vaughn Walker's ruling prohibiting an award of an 800 megahertz contract without competitive bidding. Supervisor Alioto presented. Referred to Board for Adoption Without Committee Reference Calendar January 3, 1995.

File 229-94-002.02.

Introduced by the President at the Request of Departments

Ordinances Referred to Committee

File 034-94-002. [Sidewalk Width Regulations, Market Street] Ordinance amending ordinance No. 1061 entitled "Regulating Sidewalks" by adding thereto Section 1517 changing the official width of sidewalk on the Market Street Transit Thoroughfare Project Phase 4 as shown on the Department of Public Works maps numbered Q-20-413, Q-20-414, Q-20-419, Q-20-420, and Q-20-421 making findings pursuant to City Planning Code Section 101.1. (Department of Public Works) Referred to Housing and Land Use-Committee.

File 045-94-069. [Settlement of Litigation, Debra Rominger] Ordinance authorizing settlement of litigation of Debra Rominger against the City and county of San Francisco by payment of $15,000. (City Attorney) Referred to Government Efficiency/Labor Committee.

File 062-94-001. [License Agreement, Museum Cafe] Ordinance authorizing a License Agreement with Diane Tom as licensee for operation of a cafe at the War Memorial Veterans Building. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 093-94-034.01. [MOU, Local 790, Superior Court] Ordinance implementing the fiscal provisions of the Memorandum of Understanding between the Service Employees International Union, Local 790, AFL-CIO and the City and County of San Francisco for Superior Court bargaining unit SC4. (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 097-94-081. [Acceptance of Credit Cards] Ordinance amending Administrative Code by adding Section 10.11-2, which authorizes the Recreation and Park Commission to accept credit cards or Automatic Teller Machine card ("ATM") for the payment of fees and charges that are $10 or greater per payment or charge. (Also see File 97-90-57, Ordinance No. 402-90) (Recreation and Park Department) Referred to Government Efficiency/Labor Committee.

File 101-94-041. [Appropriation, Department of Public Works] Ordinance appropriating and rescinding $77,000, Department of Public Works, of General Funds to a Capital Improvement Project (Telegraph Hill Rockfall Remediation), for fiscal year 1994-95; providing for ratification of action previously taken. RO #94068 (Controller) Referred to Budget Committee.

File 101-94-042. [Appropriation, Department of Public Works] Ordinance appropriating $18,022,000, Department of Public Works, of 1990 Earthquake Safety Bond proceeds to Capital Improvement Projects (City Hall Seismic Upgrade and Zoo Design and Construction), for fiscal year 1994-95. RO #94126 (Controller) Referred to Budget Committee.

File 101-94-043. [Appropriation, Chief Administrative Officer] Ordinance appropriating $85,416, Chief Administrative Officer, to a Capital Improvement Project (Upgrade City Boilers) and rescinding $85,416 from various Capital Improvement Projects, for fiscal year 1994-95. RO #94127 (Controller) Referred to Budget Committee.

Resolutions Referred to Committee

File 064-94-021. [Lease Amendment, 1540 Market Street] Resolution authorizing amendment to lease of real property at 1540 Market Street, Suite 250, for the Tobacco Free Project, Department of Public Health. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 064-94-022. [Lease of Property, 1155 Market Street] Resolution authorizing the continuation of a lease of real property at 1155 Market Street for the Department of Human Resources' Health Service System and Employees' Retirement System's Workers Compensation Division on a month-to-month basis. (Real Estate Department) Referred to Government Efficiency/Labor Committee.

File 093-94-034. [MOU, Local 790, Superior Court Bargaining Unit SC4] Resolution ratifying Memorandum of Understanding between the Service Employees International Union, Local 790, AFL-CIO and the City and County of San Francisco for Superior Court bargaining unit SC4. (Department of Human Resources) Referred to Government Efficiency/Labor Committee.

File 148-94-013. [Grant, Bernal Heights Landscape Buffering Project] Resolution authorizing the Department of Public Works to apply for retroactively, accept and expend grant funding in the amount of $30,000 from the State of California Resources Agency to fund landscaping in the Bernal Heights area and waiving indirect costs. (Department of Public Works) Referred to Government Efficiency/Labor Committee.

File 171-94-005. [101 Freeway Overpass, 25th and Vermont Streets] Resolution requesting CALTRANS to close the 101 Freeway overpass at 25th Street and Vermont Street for a two-month trial period; requesting that City departments report to the Board of Supervisors the results of the trial period and recommend whether to continue to close the overpass; and requesting that the overpass not be reopened until the Board has had the opportunity to advise CALTRANS of the City's recommendations. (DPT Order No. 740) (Department of Parking and Traffic) Referred to Housing and Land Use Committee.

Requests Granted

There being no objection, the Board directed the Clerk to comply with the following requests:

By Supervisors Hsieh, Alioto, Bierman, that City Attorney prepare ordinance amending Administrative Code Section 18.13 to require all departments with significant overtime expenditures to provide the Board with a biannual analysis justifying the overtime expenditure and analyzing whether the hiring of additional part-time or full-time employees would be more cost effective than current staffing levels and overtime hours. File 97-94-82.

By Supervisor Hsieh, that City Attorney prepare ordinance making it a misdemeanor crime in San Francisco to possess, sell or knowingly transport any facsimile or practice fragmentation hand grenade, with the exception of military or law enforcement personnel and any person willfully violating this ordinance shall be assessed the cost to the City and County for services of law enforcement, fire, paramedic or other safety personnel in response to and disposal of such device. File 121-94-13.

Motions Adopted

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Thad Brown (By the Entire Board)
Frank Alioto (By the Entire Board)
Donald Holden McCrea (Supervisor Maher)
John H. Schilling, Jr. (Supervisor Migden)
Merle Dundas (Supervisor Bierman)

File 2-94-50

Unanimously adopted by a rising vote.

ADJOURNMENT

There being no further business, the Board at the hour of 4:09 p.m. adjourned.

John L. Taylor, Clerk

N.B. This Journal of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on January 3, 1995

I, John L. Taylor, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of said Board on the date stated and was approved as recited.

John L. Taylor
Clerk of the Board of Supervisors